

# Kansas Register

Bill Graves, Secretary of State

Vol. 12, No. 47 November 25, 1993 Pages 1767-1804

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## State of Kansas

## Social and Rehabilitation Services

## Request for Proposals

The Department of Social and Rehabilitation Services will accept applications for grants under the state child care and development block grant and dependent care planning and development grant programs for child care related activities. Grant component areas include center-based establishment or expansion; family-resource center demonstration project; resource development and provider recruitment; Head Start wrap-around; employer child care campaign; school age child care; child care resource and referral; and child care provider training/technical assistance.

Instructions for completing the application are described in the RFP, which is available upon request from area SRS offices or from Jane Erwin, Department of Social and Rehabilitation Services, Child Care Unit, 300 S.W. Oakley, Smith-Wilson Building, Topeka 66606, (913) 296-3742. Applications postmarked after February 4 will not be considered.

Public informational meetings regarding the 1993 RFP will be scheduled during December in Salina, Concordia, Topeka, Chanute, Kansas City, Hays, Dodge City and Wichita. Following is a list of the specific dates, times, and locations:

Wednesday, December 1	SRS Office 901 W. Chester Salina	1:30-3:30 p.m.
Thursday, December 2	1501 E. 6th Concordia	9:15-10:45 a.m.

Monday, December 6

Topeka Area Office 3-5 p.m.  
235 S. Kansas  
4th Floor  
Conference Room  
Topeka

Wednesday, December 8

Chanute SRS 1-3 p.m.  
1500 W. 7th  
Meadowlark Room  
Chanute

Friday, December 10

Gateway 1 Bldg. 1:30-3:30 p.m.  
4th and State  
4th Floor  
Conference Room  
Kansas City, KS

Tuesday, December 14

Public Library 1-3 p.m.  
1205 Main  
Hays

Wednesday, December 15

Public Library 1-3 p.m.  
1001 2nd Ave.  
Dodge City

Thursday, December 16

Health Department 1-3 p.m.  
Auditorium  
1900 E. 9th  
Wichita

Donna Whiteman  
Secretary of Social and  
Rehabilitation Services

Doc. No. 014179

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**PUBLISHED BY**  
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2nd Floor, State Capitol  
Topeka, KS 66612-1594  
(913) 296-2236



**Register Office:**  
235-N, State Capitol  
(913) 296-3489

## State of Kansas

Commission on Children,  
Youth and Families

## Notice of Meeting

The Kansas Commission on Children, Youth and Families will meet from 9 to 11:30 a.m. Friday, December 3, in Suite 620, Landon State Office Building, 900 S.W. Jackson, Topeka.

Robert C. Harder  
Chairman

Doc. No. 014200

## State of Kansas

## State Corporation Commission

## Notice of Hearing

The State Corporation Commission has issued an Order to Show Cause to B.W. Klippel, Jr. with regard to failure to follow rules and regulations pursuant to K.S.A. 55-101 et seq. and K.A.R. 82-3-100 et seq.

A hearing has been set for 9 a.m. Thursday, December 16, in the third floor hearing room, State Corporation Commission, Conservation Division, 200 Colorado Derby Building, 202 W. 1st, Wichita.

Judith McConnell  
Executive Director

Doc. No. 014192

## State of Kansas

## State Corporation Commission

## Notice of Hearing

The State Corporation Commission has directed that a hearing be conducted (pursuant to K.S.A. 1992 Supp. 55-603, 55-604, 55-703 and K.S.A. 55-703(a)) to allow the following to show cause as to why its basic pro-rata orders should not be dissolved:

- In the matter of the application of Kansas Shallow Ltd. for an order establishing a well spacing pattern and well location restrictions in the Council Grove Group, being a separate common source of supply in Pratt and Kingman Counties, Kansas, affecting the S/2 of Section 19; SW/4 of Section 20; NW/4 of Section 29; N/2 of Section 30; all in Township 27 South, Range 10 West, Kingman County, Kansas; and S/2 SE/4 of Section 24; NE/4 and N/2 SE/4 of Section 25, Township 27 South, Range 11 West, Pratt County, Kansas.

Docket No. 101,369-C (C-17,375)

The hearing will be at 9 a.m. Thursday, December 16, in the third floor hearing room of the Conservation Division, 202 W. 1st, Wichita. Further information may be obtained by contacting William J. Wix, Assistant General Counsel, State Corporation Commission, Conservation Division, 202 W. 1st, Wichita, (316) 263-3238.

Judith McConnell  
Executive Director

Doc. No. 014191

## State of Kansas

## Secretary of State

Notice of Hearing on Proposed  
Administrative Regulations

A public hearing will be conducted at 1:30 p.m. Monday, December 27, in the conference room of the Secretary of State's Office, Room 231-N, State Capitol, Topeka, to consider the adoption of proposed permanent rules and regulations of the Office of the Secretary of State. K.A.R. 7-23-2 is being amended, and K.A.R. 7-23-12 and 7-36-1 through 7-36-6 are proposed as new regulations. There will be no economic impact on governmental agencies or the general public as a result of these proposed regulations.

## Article 23.—VOTER REGISTRATION

K.A.R. 7-23-2 clarifies requests for registration procedures and requires county election officers to report dates of name removal to the Secretary of State.

K.A.R. 7-23-12 pertains to sufficiency of addresses for registration.

## Article 36.—ABSENTEE VOTING

K.A.R. 7-36-1 addresses absentee ballot envelope retention and format.

K.A.R. 7-36-2 addresses classification of permanent absentee voters.

K.A.R. 7-36-3 addresses assisting absentee voters.

K.A.R. 7-36-4 addresses use of absentee voter lists.

K.A.R. 7-36-5 addresses counting absentee ballots.

K.A.R. 7-36-6 addresses prevention of voting twice.

This 30-day notice of public hearing shall constitute a public comment period for the purpose of receiving written public comments on the proposed regulations. Comments may be submitted prior to the hearing to Jenny Chaulk Wentz, Legal Counsel, Office of the Secretary of State, 2nd Floor, State Capitol, Topeka 66612.

All interested parties will be given a reasonable opportunity at the hearing to present their views. It may be necessary to request each participant to limit any oral presentation to five minutes. Any person requiring visual or communication aid or assistance, building access assistance or other similar assistance should contact this office so appropriate arrangements can be made.

Copies of the regulations and their fiscal impact statements may be obtained at the address above or by calling (913) 296-2114.

Bill Graves  
Secretary of State

Doc. No. 014199

## State of Kansas

## Kansas Arts Commission

Notice of Southeast Kansas  
Regional Meeting

Information about funding programs and opportunities available to rural communities in Southeast Kansas from the Kansas Arts Commission will be presented from 10 a.m. to 12:30 p.m. Tuesday, December 7, at the Wilson County Extension Office in the basement of the Courthouse, 7th and Madison, Fredonia.

The presenters will be Mandy Doolittle, Rural Arts Circuit Rider, and Phil D. Jones, Rural/Underserved Coordinator of the Grassroots Cultural Development Program of the Kansas Arts Commission. The services offered through the circuit rider are part of a technical assistance partnership between the commission and the Cooperative Extension Service at Kansas State University in Manhattan.

The presenters also will be available from 1 to 5 p.m. to meet individually with interested groups. To schedule an appointment, call the circuit rider at (913) 532-6624.

Other programs to be addressed by the presenters include on-going administrative and project support, arts and education, design arts and capital aid for arts facilities, and funding opportunities for individual artists.

The meeting is co-sponsored by the Fredonia Arts Council and the Wilson County Extension Service. There is no fee to attend. In case of inclement weather, the meeting will be postponed until Tuesday, December 14.

The Grassroots Cultural Development Program provides grant opportunities for rural, underserved and multi-cultural communities. It is designed to provide a long-term impact on local cultural life and to support arts events originating from local and community resources and initiatives. The program seeks to develop a network of artists and art organizers in underserved communities and to inform them about other state, regional and federal resources.

For guidelines and application forms, contact the Kansas Arts Commission, Jayhawk Tower, 700 S.W. Jackson, Suite 1004, Topeka 66603-3758, (913) 296-3335. Persons with special communication needs may use the Kansas Relay Service, 1-800-766-3777.

This is the third in a series of regional meetings for rural communities in Kansas. All interested persons or organizations—including local government, community colleges, chambers of commerce, extension services, libraries, historical societies, etc.—within the southeast quadrant of the state are encouraged to attend.

Funding for the Kansas Arts Commission is provided through an appropriation to the commission by the 1993 Kansas Legislature and by grants from the National Endowment for the Arts, a federal agency.

Dorothy L. Ilgen  
Executive Director

Doc. No. 014197

## State of Kansas

Department of Administration  
Division of Purchases

## Notice to Bidders

Sealed bids for items hereinafter listed will be received by the Director of Purchases, Landon State Office Building, 900 S.W. Jackson, Room 102, Topeka, until 2 p.m. C.S.T. on the date indicated, and then will be publicly opened. Interested bidders may call (913) 296-2377 for additional information:

Monday, December 6, 1993

30006

University of Kansas—LAN bridging equipment

30076

University of Kansas—Fiber optic LAN equipment

30080

Department of Social and Rehabilitation Services—  
Programming/analyst services

97356 Rebid

Kansas State University—File server system, not installed

97691

Department of Wildlife and Parks—Trailer, various locations

97729

Kansas State University—Computers—Pentium

Tuesday, December 7, 1993

30052

Statewide—Ammunition, new and reload

30063

Statewide—Tableware

97694

Kansas State University—Table saw

97696

Kansas State University—Agricultural tractors, Hesston

Wednesday, December 8, 1993

30066

Statewide—Individual portions

30086

Department of Transportation—Cold asphaltic concrete mix

97697

University of Kansas Medical Center—Freeze dryer and CO2 incubator

97698

Department of Administration—Division of Information Systems and Communications—PC based disaster recovery software

97699

Kansas State University—Chromatography system (HPLC)

Thursday, December 9, 1993

30077

University of Kansas—Miscellaneous groceries

**30078**

University of Kansas—Frozen foods

**30082**

Various state agencies—Security officers uniform components

**97706**

Department of Administration, Division of Facilities Management—Utility vehicle and sprayer

**97710**

Kansas State University—Busway

**Friday, December 10, 1993**

**A-7322**

Kansas State University—Foundation center roof replacement

**30079**

Statewide—Fine paper

**30083**

Board of Regents Facilities—Police uniforms

**97701**

Department of Health and Environment—Moving services

**97716**

Emporia State University—Paper folder

**97717**

University of Kansas—Fiber optic transmitter and receiver

**97718**

Kansas State University—IBM disk controller, AE4 and BE4 disk units

**97730**

Wichita State University—Locksets

**97731**

Kansas Correctional Industries—Electric forklift

**97738**

University of Kansas—Utility tractors

**97739**

Emporia State University—Furnish and install bathroom partitions

**97742**

University of Kansas—Steel library shelving

**97743**

Kansas Highway Patrol—Pistols and holsters

**Friday, December 17, 1993**

**97741**

Department of Health and Environment—Reclamation of West 126 Project, Pittsburg

**Tuesday, December 21, 1993**

**A-6890**

School for the Blind—Upgrade electrical service wiring

\*\*\*\*\*

**Request for Proposals**

**Wednesday, December 29, 1993**

**30068**

Human resource payroll re-engineering and system for the Department of Administration

\*\*\*\*\*

**Request for Information**

**Monday, December 13, 1993**

Centralized imaging system for the Department of Administration, Division of Information Systems and Communications

Contact Person: Warren H. Neudorff

Information Resource Manager-DISC

900 S.W. Jackson, Room 751-S

Topeka 66612-1275

(913) 296-3463

Jack R. Shipman  
Director of Purchases

Doc. No. 014195

**State of Kansas**

**Secretary of State**

**Executive Appointments**

Executive appointments made by the Governor, and in some cases by other state officials, are filed with the Secretary of State's office.

Complete listings of state agencies, boards and commissions are included in the Kansas Directory, published by the Secretary of State's office.

The following appointments were filed November 15-19:

**Hodgeman County Sheriff**

Dave McCoy, 716 Adams St., Jetmore 67854. Term expires when a successor is elected and qualifies according to law. Effective December 1, 1993. Succeeds Howard Wasko, resigned.

**Republic County Register of Deeds**

Ruth Rahe, P.O. Box 31, Belleville 66935. Term expires when a successor is elected and qualifies according to law. Effective January 1, 1994. Succeeds Nadine Stutzman, resigned.

**Sumner County Treasurer**

Betty G. Showers, 502 N. Blaine, Wellington 67152. Term expires when a successor is elected and qualifies according to law. Succeeds Loren L. Hibbs, deceased.

**The Kansas Lottery**

Gregory P. Ziemak, Executive Director, 103 Adelaide Road, Manchester, CT 06040. Subject to Senate confirmation. Effective December 13, 1993. Serves at the pleasure of the Governor. Succeeds Ralph Decker, resigned.

**State Board of Veterinary Examiners**

Rodney G. Oliphant, Route 1, Box 87, Offerle 67563. Term expires June 30, 1995. New position.

Bill Graves  
Secretary of State

## State of Kansas

## Kansas Judicial Council

## Notice of Meetings

The Kansas Judicial Council and its advisory committees will meet according to the following schedule at the Kansas Judicial Center, 301 W. 10th, Topeka.

Date	Committee	Time	Location
Dec. 3	Judicial Council	9:00 a.m.	Room 259
Dec. 17	Criminal Law	9:30 a.m.	Room 259
Jan. 7	Care & Treatment	9:30 a.m.	Room 259
Jan. 21	PIK	9:30 a.m.	Room 259

Justice Kay McFarland  
Chairman

Doc. No. 014180

## State of Kansas

## Kansas Commission on Governmental Standards and Conduct

## Advisory Opinion No. 93-33

Written September 14, 1993, to The Honorable George Dean, State Representative, Wichita.

This opinion is in response to your letter of August 6, 1993, in which you request an opinion from the Kansas Commission on Governmental Standards and Conduct concerning the state conflict of interest law (K.S.A. 46-215 *et seq.*).

## Factual Situation

We understand you request this opinion in your capacity as a state legislator and as a member of the board of the Kansas Technology Enterprise Corporation (K-TEC).

You advise us that as a legislator, you were appointed to be on the board of directors of K-TEC and have served on the board for a number of years. K-TEC is wishing to start an Innovation Center which will be a 501-C-3 corporation, a joint venture between Wichita-Sedgwick County Partnership for Growth (WISE), Wichita State University, K-TEC, and the Kauffman Foundation. The purpose for the center will be to start new companies and to find commercial use for the research performed at the K-TEC Center of Excellence at WSU. You have been asked to help with the initial development and organization of the corporation and contract services to K-TEC. As a board member you will not be voting on the service contract or the salary. This is an administrative procedure that will be under the oversight of the K-TEC president, Bill Brundage.

## Questions

(1) Do the conflict of interest laws (K.S.A. 46-215 *et seq.*) apply to you in your capacity as a board member of K-TEC?

(2) What restrictions or reporting requirements exist in your capacity as a legislator regarding the proposed contract?

## Opinion

Pursuant to K.S.A. 74-8113, members of the board of K-TEC are exempt from the definition of "state officer or employee" as that phrase is used in K.S.A. 46-221. Thus, as a general rule the conflict laws contained in K.S.A. 46-215 *et seq.* do not apply directly to you in your capacity as a board member. We note, however, that K.S.A. 74-8101(e) states:

Members of the board of directors, in their dealings with enterprises that may receive financing through the corporation, shall declare any potential conflict of interest and abstain from voting prior to taking any actions relating to that transaction.

While this section is outside our jurisdiction, we do believe K.S.A. 46-215 *et seq.* is helpful in defining the phrase "potential conflict of interest." We would suggest the situation you describe may well meet that test and, therefore, disclosure and avoidance of action is appropriate.

The only sections of K.S.A. 46-215 *et seq.* that might apply to the situation in your capacity as a legislator are K.S.A. 46-223(b) and K.S.A. 46-238.

K.S.A. 46-223(b) states:

No individual shall, while a legislator or within one year after the expiration of a term as legislator, be interested pecuniarily, either directly or indirectly, in any contract with the state, which contract is funded in whole or in part by any appropriation or is authorized by any law passed during such term, except that the prohibition of this subsection (b) shall not apply to any contract interest in relation to which a disclosure statement is filed as provided by K.S.A. 46-239, and amendments thereto.

K.S.A. 46-238 states:

No state officer or employee or candidate for state office or associated person shall charge to or accept from a person known to have a special interest a price, fee, compensation or other consideration for the sale or lease of any property or the furnishing of services which is substantially in excess of that which other persons in the same business or profession would charge in the ordinary course of business.

We understand from additional information you have provided our staff that none of the activities of the organizations you have described will include contracts between those entities and the state of Kansas. So long as this remains true, a disclosure statement is not required under K.S.A. 46-239. Should the factual situation change, that is, should any entity consider entering into a contract with the state, then a disclosure statement may be required.

We believe K.S.A. 46-238 is self-explanatory, but if you have any questions concerning its application, do not hesitate to ask for guidance.

Richard C. Loux  
Chairman

Doc. No. 014138

State of Kansas

Department of Transportation

Notice to Contractors

Sealed proposals for the construction of road and bridge work in the following Kansas counties will be received at the office of the Chief of Construction and Maintenance, KDOT, Topeka, until 10 a.m. C.S.T. December 16, 1993, and then publicly opened:

District One—Northeast

**Brown**—7 K-5294-01—U.S. 36, from the Nemaha-Brown county line, east to 2.4 miles west of the south junction of U.S. 73; U.S. 75, from the west junction of U.S. 36 to the north city limits of Sabetha; K-246, from the junction of U.S. 75, east to the west city limits of Morrill, 22.6 miles, recycle (State Funds)

**Jackson-Atchison**—9-106 K-5292-01—K-9, from the Jackson-Atchison county line, east to the west junction of U.S. 159, and from the junction of U.S. 75, east to the Jackson-Atchison county line, 12.3 miles, overlay. (State Funds)

**Johnson**—435-46 K-3637-02—I-435, from the Kansas-Missouri state line, west 2,000 feet, 0.4 mile, pavement reconstruction. (Federal Funds)

**Johnson**—46 N-0002-01—127th Street over Tomahawk Creek, 0.2 mile, grading, bridge and surfacing. (Federal Funds)

**Johnson**—7-46 N-0007-01—K-7 and K-150 intersection in Olathe, 0.8 mile, grading, bridge and surfacing. (Federal Funds)

**Johnson**—46 N-0020-01—Quivira Road, 87th Street to 77th Street in Lenexa, traffic signal. (Federal Funds)

**Johnson**—46 N-0021-01—95th Street, Santa Fe to Lenexa Place in Lenexa, traffic signal. (Federal Funds)

**Johnson**—46 N-0022-01—87th Street Parkway, Quivira Road to Pflumm Road in Lenexa, traffic signal. (Federal Funds)

**Leavenworth**—52 C-1203-01—County road, 2.3 miles east of Tonganoxie, then east, 0.3 mile, bridge replacement. (Federal Funds)

**Leavenworth**—52 C-2467-01—County road, 0.5 mile southeast of Tonganoxie, then north, 0.2 mile, grading and bridge. (Federal Funds)

**Marshall**—9-58 K-5182-01—K-9, from the east junction of U.S. 77, east to the south junction of K-99, 12.3 miles, seal. (State Funds)

**Marshall**—87-58 K-5196-01—K-87, from the north city limits of Vliets, north to the junction of U.S. 36, 8.6 miles, overlay. (State Funds)

**Marshall**—233-58 K-4009-01—K-233, Big Blue River Union Pacific bridge 44, 2.5 miles east of U.S. 77, bridge replacement. (Federal Funds)

**Nemaha**—66 C-3128-01—County road, 3.2 miles south and 3.5 miles east of the K-63 and U.S. 36 intersection, 0.2 miles, seeding. (Federal Funds)

**Osage**—70 C-3041-01—County road, 0.2 mile east of Peterton, 0.1 mile, grading and bridge. (Federal Funds)

**Pottawatomie**—16-75 K-5184-01—K-16, from the north junction of K-99, east and south to 1.2 mile south of Wheaton, 6.3 miles, overlay. (State Funds)

**Pottawatomie**—99-75 K-4631-01—K-99, from the junction of U.S. 24, north to the south city limits of Westmoreland, 14.2 miles, overlay. (State Funds)

**Riley**—24-81 K-5186-01—U.S. 24, from the junction of K-82, east, south and east to the east junction of U.S. 77, 13.3 miles, overlay. (State Funds)

**Shawnee**—75-89 K-5367-01—U.S. 75, overhead aluminum sign truss, north of the junction of U.S. 24, signing. (State Funds)

**Wabaunsee**—99 C-1584-01—County road, 9 miles west and 6 miles south of Eskridge, then south, 0.2 mile, bridge replacement. (Federal Funds)

District Two—Northcentral

**Cloud**—9-15 M-1757-01—K-9, mixing strip, 5 miles southwest of Concordia, stockpile bituminous material. (State Funds)

**Cloud/Republic**—81-106 K-5301-01—U.S. 81, from the north city limits of Concordia, north to the Cloud-Republic county line and from the Cloud-Republic county line, north to the city limits of Belleville, 17.3 miles, recycle. (State Funds)

**Ottawa**—18-82 M-1758-01—K-18, mixing strip 2 miles southwest of Bennington, stockpile bituminous material. (State Funds)

**Ottawa**—81-72 M-1759-01—U.S. 81, mixing strip at the north edge of Minneapolis, stockpile bituminous material. (State Funds)

**Republic**—148-79 M-1756-01—K-148, mixing strip 2 miles west of Norway, stockpile bituminous material. (State Funds)

**Saline**—70-85 K-5361-01—I-70, from west of the U.S. 81 interchange east 9.8 miles, including ramps at I-135, K-143 and Ohio Street, 9.8 miles, recycle. (State Funds)

**Saline/Dickinson**—70-106 K-5364-01—I-70, from the Saline-Dickinson county line west 5.9 miles, including interchange ramps, and from the Saline-Dickinson county line east to 1 mile west of K-15, 14.1 miles, recycle. (State Funds)

**Saline/Ottawa**—81-106 K-5302-01—U.S. 81, from the Saline-Ottawa county line, north to the junction of K-93 and from the junction of I-70, north to the Saline-Ottawa county line, 10.1 miles, recycle. (State Funds)

**Washington**—101 K-5296-01—K-9, from Clay-Washington county line, north to the junction of K-15/K-148; K-15, from the junction of K-9/K-148, north to the east junction of U.S. 36; K-115, from the junction of K-9, west to the east city limits of Palmer, 19.8 miles, recycle. (State Funds)

**Washington**—9-101 M-1761-01—K-9, mixing strip, 0.5 miles west of Barnes, stockpile bituminous material. (State Funds)

District Three—Northwest

**Cheyenne**—12 C-3008-01—County road, 13.3 miles

(continued)



south and 4 miles west of St. Francis, 0.3 mile, grading and bridge. (Federal Funds)

**Graham**—33 C-3007-01—County road, 16 miles south and 11 miles east of Hill City, grading and bridge. (Federal Funds)

**Rawlins**—77 C-3151-01—County road, 12.9 miles south and 8.5 miles west of Atwood, 0.5 mile, grading and bridge. (Federal Funds)

#### District Four—Southeast

**Anderson**—57-2 K-2054-01—K-57, Little Indian Creek and Little Indian Creek drainage bridges, bridge replacement. (Federal Funds)

**Anderson**—59-2 K-4007-01—U.S. 59, Missouri Pacific Railroad bridge 5 over U.S. 59 in Garnett, 0.4 mile, grading and surfacing. (Federal Funds)

**Chautauqua/Elk**—99-106 K-5313-01—K-99, from the north junction of U.S. 166, north to the Chautauqua-Elk county line and from the Chautauqua-Elk county line north to 0.8 mile south of the west junction of U.S. 160, 17.4 miles, seal. (State Funds)

**Cherokee**—11 C-3052-01—County road, 8 miles west and 5.3 miles south of Columbus, 0.2 mile, grading, bridge and surfacing. (Federal Funds)

**Crawford**—126-19 K-1600-01—K-126, from the east city limits of Pittsburg east to the Missouri-Kansas state line, 2.8 miles, overlay. (State Funds)

**Crawford**—69-19 K-3275-01—U.S. 69, from the north junction of U.S. 160, north to the north junction of U.S. 69B at Arma, 7.1 miles, recycle (State Funds)

**Greenwood**—99-37 K-4070-01—K-99, Otter Creek Bridge 30, 5.3 miles north of K-96, bridge replacement. (Federal Funds)

**Greenwood**—54-37 K-5166-01—U.S. 54, from the Butler-Greenwood county line, east to the east junction of K-99, 19.6 miles, recycle. (State Funds)

**Labette/Montgomery**—106 K-5312-01—K-96, from the Montgomery-Labette county line, east to the west city limits of Altamont; K-96, from the south junction of U.S. 169, east to the Montgomery-Labette county line; K-222, from the junction of K-96, north to Mound Valley, 16.9 miles, overlay. (State Funds)

**Wilson**—75-103 K-3241-01—U.S. 75, from 0.5 mile north of the junction of K-47, north to the Wilson-Woodson county line, 15.4 miles, recycle. (State Funds)

#### District Five—Southcentral

**Butler**—8 C-2992-01—County road, 0.5 mile east and 6 miles north of Potwin, then north, 0.4 mile, grading and bridge. (Federal Funds)

**Butler**—8 C-2942-01—County road, 0.5 mile north of Andover, then west, 1 mile, grading and surfacing. (Federal Funds)

**Butler**—54-8 K-5143-01—U.S. 54, west of U.S. 77 in Augusta, east to the east junction of K-96, 7.8 miles, repair joints. (State Funds)

**Butler**—77-8 K-5150-01—U.S. 77, from the Cowley-Butler county line, north to the south city limits of Augusta, 13.9 miles, overlay. (State Funds)

**Cowley**—18 K-5315-01—K-15, from the junction of K-38, west to the junction of U.S. 160; U.S. 160, from the east city limits of Winfield, east to the junction of K-15, 12.7 miles, overlay. (State Funds)

**Kiowa**—154-49 K-3214-02—K-154, Rattlesnake Creek bridge, 0.8 mile east of the Ford-Kiowa county line, bridge widening. (State Funds)

**Pratt**—281-76 K-3378-02—U.S. 281, from the north city limits of Pratt, north to the south city limits of Iuka, 4.8 miles, seeding. (Federal Funds)

**Sedgwick**—15-87 K-5016-01—Intersection of K-15, Buckner and Wedgwood in the city of Derby, 0.2 mile, traffic signal. (State Funds)

**Sedgwick**—96-87 K-5153-01—K-96, from K-296, (Maize Road), southeast to the I-235 interchange, 5.8 miles, sealing joints. (State Funds)

**Sedgwick**—296-87 K-5158-01—K-296, from the north city limits of Andale, south and east to the east junction of K-96, 10.1 miles, recycle. (State Funds)

**Sumner**—49-96 K-5142-01—K-49, from the west junction of U.S. 160, north to the south city limits of Conway Springs, 7.9 miles, overlay. (State Funds)

**Sumner**—96 K-5317-01—U.S. 81, from the north city limits of Wellington, north, east and north to the Sumner-Sedgwick county line; U.S. 160, from the east city limits of Wellington, east to the KTA interchange, 18.1 miles, recycle. (State Funds)

Proposals will be issued upon request to all prospective bidders who have been prequalified by the Kansas Department of Transportation on the basis of financial condition, available construction equipment, and experience. Also, a statement of unearned contracts (Form No. 284) must be filed. There will be no discrimination against anyone because of race, age, religion, color, sex, handicap, or national origin in the award of contracts.

Each bidder shall file a sworn statement executed by or on behalf of the person, firm, association or corporation submitting the bid, certifying that such person, firm, association or corporation has not, either directly or indirectly, entered into any agreement, participated in any collusion, or otherwise taken any action in restraint of free competitive bidding in connection with the submitted bid. This sworn statement shall be in the form of an affidavit executed and sworn to by the bidder before a person who is authorized by the laws of the state to administer oaths. The required form of the affidavit will be provided by the state to each prospective bidder. Failure to submit the sworn statement as part of the bid approval package will make the bid nonresponsive and not eligible for award consideration.

Plans and specifications for the projects may be examined at the office of the respective county clerk or at the KDOT district office responsible for the work.

Michael L. Johnston  
Secretary of Transportation

Doc. No. 014173



State of Kansas

Department of Transportation

Notice to Consulting Engineers

Consultant engineering firms that wish to be pre-qualified, that are not currently pre-qualified, to perform engineering services for the Kansas Department of Transportation are requested to submit information to KDOT.

To become pre-qualified, firms should request a DOT Form No. 1050, "Consulting Engineer Qualification Questionnaire," from Al Cathcart, P.E., Project Control Engineer, Office of Engineering Support, Kansas Department of Transportation, 7th Floor, Docking State Office Building, 915 S.W. Harrison, Topeka 66612. Seven signed copies of this form must be returned to the address above by January 4.

Michael L. Johnston  
Secretary of Transportation

Doc. No. 014149

State of Kansas

Department of Health  
and Environment

Notice Concerning Kansas  
Water Pollution Control Permits

In accordance with state regulations 28-16-57 through 63, 28-18-1 through 4, and the authority vested with the state by the administrator of the U.S. Environmental Protection Agency, tentative permits have been prepared for discharges to the waters of the United States and the state of Kansas for the applicants described below. The tentative determinations for permit content are based on preliminary staff review, applying the appropriate standards, regulations, and effluent limitations of the state of Kansas and the EPA, and when issued will result in a state water pollution control permit and national pollutant discharge elimination system authorization to discharge subject to certain effluent limitations and special conditions.

Public Notice No. KS-AG-93-126

Name and Address of Applicant	Legal Description	Receiving Water
U.S. Army Combined Arms Command and Ft. Leavenworth DPW Building 85 Fort Leavenworth, KS 66027-5000	NE/4, Sec. 10, T8, R22E, Leavenworth County	Missouri River

Kansas Permit No. A-MOLV-S003

The existing facility has the capacity for approximately 240 swine. Wastewater Control Facilities: Wastewater will be impounded for subsequent application to agricultural land for beneficial use. Wastewater storage capacity is provided in excess of minimum requirements.

Compliance Schedule:

1. A livestock waste management plan for the facility shall be developed. The plan shall cover, but not be limited to, the following items: handling and disposal equipment for both solid and liquid wastes, land application practices used to protect

against runoff and leaching, waste application rates based on crop nutrient utilization, and identification of adequate land areas for application of all wastes. Detailed guidance and requirements will be provided by the department. A plan shall be submitted to the department within six months following receipt of detailed requirements. The approved plan will become part of this permit.

2. Dewatering equipment shall be obtained within three months after issuance of this permit through purchase, rental or custom application agreement. It shall be capable of pumping at least 190 gallons per minute and dispersing the wastewater over 5 acres of land suitable for waste application. Written verification of the acquisition of the equipment shall be submitted to the department.

Public Notice No. KS-ND-93-24

Name and Address of Applicant	Waterway	Type of Discharge
Colby Implement c/o William Biel, dba Colby Implement Drawer B Colby, KS 67701 Thomas County, Kansas Kansas Permit No. I-UR06-N004	Non-overflowing	Non-overflowing

Description of Facility: Wastewater from three wash stations is directed to two three-stage concrete sumps, and then to two 6,000 gallon underground storage tanks. Wastewater is pumped out of the tanks and hauled to the city of Colby wastewater treatment plant for disposal. This is a new facility. Proposed effluent limitations are pursuant to Kansas surface water quality standards, K.A.R. 28-16-28(b-f), and federal surface water criteria.

Public Notice No. KS-PT-93-10/12

Name and Address of Applicant	POTW	Type of Discharge
Ottawa Truck, Inc. 415 E. Dundee St. Ottawa, KS 66067 Franklin County, Kansas Kansas Permit No. P-MC31-0001	Ottawa POTW	Process wastewater

Description of Facility: This facility manufactures cabs for trucks used in freight yards and manufactures trailers used to haul freight from seaports. Steel is welded, fabricated and phosphated prior to being painted, using a pressure-spray operation. Wastewater from the phosphating operation is discharged on a batch basis. This facility is considered a new source.

Name and Address of Applicant	POTW	Type of Discharge
Titan Manufacturing, Inc. Plant #1-Waterville 125 Railroad Waterville, KS 66548 Marshall County, Kansas Kansas Permit No. P-BB22-0001	Waterville POTW	Process wastewater

Description of Facility: This permit has been modified and requires a public notice. This facility manufactures steel livestock trailers. The steel is sprayed with a conversion coating (phosphating) chemical before the paint is applied. This facility is subject to pretreatment standards for existing sources.

Name and Address of Applicant	POTW	Type of Discharge
Titan Manufacturing, Inc. Plant #2-Blue Rapids 125 Railroad Waterville, KS 66548 Marshall County, Kansas Kansas Permit No. P-BB04-0001	Blue Rapids POTW	Process wastewater

(continued)

Description of Facility: This permit has been modified and requires a public notice. This facility manufactures agricultural trailers. Steel parts are welded, phosphated and painted to produce the final product. The phosphating operation is a pressure spray gun system. This facility is subject to pretreatment standards for new sources.

### Public Notice No. KS-93-101/106

Name and Address of Applicant	Waterway	Type of Discharge
Carpet Station, Ltd. Attn: Phillip Eubank 730 E. 1st Pratt, KS 67124 Pratt County, Kansas	South Fork of Ninnescah River via storm sewer	Treated groundwater

Kansas Permit No. I-AR73-P005      Fed. Permit No. KS-0089508

Description of Facility: An air stripper is utilized to treat hydrocarbon-contaminated groundwater prior to treatment. This is a new facility. Proposed effluent limitations are pursuant to Kansas surface water quality standards, K.A.R. 28-16-28(b-f), and federal surface water criteria.

Name and Address of Applicant	Waterway	Type of Discharge
Fina Oil and Chemical Company Pump and Pantry- Chapman P.O. Box 2159 Dallas, TX 75221 Dickinson County, Kansas	Smoky Hill River via Chapman Creek	Treated groundwater

Kansas Permit No. I-SH04-P004      Fed. Permit No. KS-0086045

Description of Facility: A carbon absorption system is utilized to treat hydrocarbon-contaminated groundwater prior to discharge. This is an existing facility. Proposed effluent limitations are pursuant to Kansas surface water quality standards, K.A.R. 28-16-28(b-f), and federal surface water criteria.

Name and Address of Applicant	Waterway	Type of Discharge
Fina Oil and Chemical Company Junction City Facility P.O. Box 2159 Dallas, TX 75221 Geary County, Kansas	Republican River	Treated groundwater

Kansas Permit No. I-LR15-P003      Fed. Permit No. KS-0085898

Description of Facility: An air stripper is utilized to treat hydrocarbon-contaminated groundwater prior to discharge. This is an existing facility. Proposed effluent limitations are pursuant to Kansas surface water quality standards, K.A.R. 28-16-28(b-f), and federal surface water criteria.

Name and Address of Applicant	Waterway	Type of Discharge
City of Havana City Hall E. Mary St. Havana, KS 67347 Montgomery County	Little Caney River via Bee Creek via unnamed tributary	Secondary wastewater treatment facility

Kansas Permit No. M-VE21-0001      Fed. Permit No. KS-0082571

Description of Facility: This facility is designed for the treatment of domestic sewage. This is an existing facility. Proposed effluent limitations are pursuant to Kansas surface water quality standards K.A.R. 28-16-28(b-f), and federal surface water criteria, and are technology based.

Name and Address of Applicant	Waterway	Type of Discharge
N.R. Hamm Quarry, Inc. #74 Lieber/Plage-Lyndon Box 17 Perry, KS 66073 Osage County, Kansas	Marais des Cygnes River via Salt Creek	Pit dewatering and uncontaminated stormwater

Kansas Permit No. I-MC21-P002      Fed. Permit No. KS-0080853

Description of Facility: This facility is engaged in a limestone crushing operation with no washing. This is an existing facility. Proposed effluent limitations are pursuant to Kansas surface water quality standards, K.A.R. 28-16-28(b-f), and federal surface water criteria.

Name and Address of Applicant	Waterway	Type of Discharge
Valley Fertilizer 2nd and Clarke Clay Center, KS 67432 Clay County, Kansas	Republican River via pipeline	Groundwater remediation discharge

Kansas Permit No. I-LR05-P001      Fed. Permit No. KS-0090018

Description of Facility: An activated carbon treatment system is utilized prior to discharge to the Republican River via a pipeline. This permit is being re-public noticed to reflect an increase in nitrate limit. This is a new facility. Proposed effluent limitations are pursuant to Kansas surface water quality standards, K.A.R. 28-16-28(b-f), and federal surface water criteria.

Written comments on the proposed determinations may be submitted to Bethel Spotts, Permit Clerk, or Dorothy Geisler (agricultural permits), Kansas Department of Health and Environment, Division of Environment, Bureau of Water, Forbes Field, Topeka 66620. All comments postmarked or received on or before December 25 will be considered in the formulation of final determinations regarding this public notice. Please refer to the appropriate public notice number (KS-AG-93-126, KS-93-101/106, KS-ND-93-24 or KS-PT-93-10/12) and the name of applicant as listed when preparing comments.

If no objections are received during the public notice period, the Secretary of Health and Environment will issue the final determinations. If response to this notice indicates significant public interest, a public hearing may be held in conformance with state regulation 28-16-61. Media coordination (newspapers, radio) for publication and/or announcement of the public notice or public hearing is handled by the Kansas Department of Health and Environment.

The application, proposed permit, including proposed effluent limitations and special conditions, fact sheets as appropriate, comments received, and other information are on file and may be inspected at the Kansas Department of Health and Environment offices, Building 740, Forbes Field, Topeka, from 8 a.m. to 4:30 p.m. Monday through Friday. The documents are available upon request at the copying cost assessed by KDHE. Additional copies of this public notice also may be obtained at the Division of Environment.

Robert C. Harder  
Secretary of Health  
and Environment

Doc. No. 014193

## State of Kansas

## Legislature

## Interim Committee Schedule

The following committee meetings have been scheduled during the period of November 29 through December 12:

Date	Room	Time	Committee	Agenda
<b>Statutory Committees</b>				
November 29	519-S	10:00 a.m.	Kansas Committee on School	<u>29th</u> : Special education and
November 30	519-S	9:00 a.m.	District Finance and Quality Performance	school finance formula matters and QPA compliance issues.
				<u>30th</u> : Site visit at Topeka High School and committee discussion.
November 30	514-S	10:00 a.m.	Joint Committee on Children and Families	Agenda not available.
December 1	514-S	9:00 a.m.		
December 1	123-S	9:00 a.m.	Legislative Budget Committee	Agenda not available.
December 5	Holidome	6:00 p.m.	Legislative Educational Planning Committee (Conference)	Featured speakers and workshops. Regular meeting December 6 following conference.
December 6	Holidome	8:00 a.m.		
December 6	123-S	10:00 a.m.	Joint Committee on Pensions, Investments and Benefits	Agenda not available.
December 7	123-S	9:00 a.m.		
December 6	Columbus Coffeyville Iola	8:00 a.m. Noon 4:00 p.m.	Jobs That Count - Blue Highway Committee	
December 7	519-S	10:00 a.m.	Joint Committee on Economic Development	Update by Kansas, Inc. on activities of the Telecommunications Task Force. Committee discussion and recommendations for final report.
December 6	527-S	10:00 a.m.	Joint Committee on State Building Construction	Agenda not available.
December 7	527-S	9:00 a.m.		
December 8	531-N	10:00 a.m.	Joint Committee on Computers and Telecommunications	Review proposed legislation and agency budget requests for new information technology projects.
December 9	531-N	9:00 a.m.		
<b>Interim Study Committees</b>				
November 29	526-S	10:00 a.m.	House Transportation Committee	<u>29th</u> : Traffic control matters; highway noise pollution abatement; collection of sales tax on original construction projects.
November 30	526-S	9:00 a.m.		<u>30th</u> : Matter pertaining to federal mandates concerning suspension of driver's license for drug offenses; motorcycle helmet mandate; review of highway projects since 1989.

(continued)

November 29	Cancelled		Senate Elections, Congressional and Legislative Apportionment and Governmental Standards Committee	Cancelled.
November 30	Cancelled			Cancelled.
December 2	123-S	10:00 a.m.	Senate Education Committee	Agenda not available.
December 3	123-S	9:00 a.m.		
December 2	526-S	10:00 a.m.	House Agriculture Committee	Agenda not available.
December 3	526-S	9:00 a.m.		
December 3	514-S	8:00 a.m.	House Labor and Industry Committee	The Family Medical Leave Act; child care in the workplace.
December 9	519-S	10:00 a.m.	House Education Committee	Agenda not available.
December 10	519-S	9:00 a.m.		
December 10	123-S	9:00 a.m.	Senate Ways and Means Committee	Agenda not available.

Emil Lutz  
Director of Legislative  
Administrative Services

Doc. No. 014194

## State of Kansas

## Kansas Technology Enterprise Corporation

## Notice of Meeting

The Kansas Technology Enterprise Corporation Board of Directors will meet at 10:30 a.m. Friday, December 3, at the Kansas City Club, 1228 Baltimore, Kansas City.

Cynthia Diehl  
Administrative Assistant

Doc. No. 014175

## State of Kansas

## Office of the State Treasurer

## Notice of Investment Rates

The following rates are published in accordance with K.S.A. 1992 Supp. 75-4210. These rates and their uses are defined in K.S.A. 75-4201(l), 12-1675(b)(c)(d) and K.S.A. 75-4209(a)(1)(B), as amended by the 1993 Session Laws of Kansas, Chapter 207.

## Effective 11-29-93 through 12-5-93

Term	Rate
0-90 days	3.01%
3 months	3.18%
6 months	3.36%
12 months	3.62%
24 months	4.18%
36 months	4.57%
48 months	4.93%

Sally Thompson  
State Treasurer

Doc. No. 014187

## State of Kansas

Department of Health  
and Environment

## Notice of Hearing

A public hearing will be conducted at 10 a.m. Monday, December 27, in Conference Room A, Building 740, Forbes Field, Topeka, to consider the adoption of the state implementation plan for establishing a small business stationary source compliance and technical assistance program. This plan is required by Section 507 of the federal Clean Air Act Amendments of 1990.

This 30-day notice of the public hearing shall constitute a public comment period for the purpose of receiving written public comments on the proposed plan. All interested parties may submit written public comments prior to the hearing to the Office of Pollution Prevention, Kansas Department of Health and Environment, Building 740, Forbes Field, Topeka 66620. All interested parties will be given a reasonable opportunity to present their views orally on the adoption of the proposed plan during the hearing. In order to give all parties an opportunity to present their views, it may be necessary to request each participant to limit any oral presentation to five minutes.

The program has three major elements: an office of ombudsman, a compliance advisory panel, and a small business assistance program designed to notify and assist small businesses in complying with the clean air requirements. This program will be funded by emission fees on major stationary sources.

Copies of the implementation plan may be obtained at the address above, (913) 296-6603.

Robert C. Harder  
Secretary of Health  
and Environment

Doc. No. 014181

State of Kansas

**Department of Health  
and Environment**

**Notice of Hearing on Proposed  
Administrative Regulations**

A public hearing will be conducted at 9 a.m. Tuesday, December 28, in the SRS Staff Development Conference Room, 300 S.W. Oakley, Topeka, to consider adoption of proposed new regulations K.A.R. 28-66-1 through 28-66-4.

The proposed new regulations establish general grant eligibility requirements and administrative procedures for the Local Environmental Protection Program. K.A.R. 28-66-1 defines core local environmental protection program activities which all grant recipients are expected to implement, as well as supplemental program elements. K.A.R. 28-66-2 establishes the formula for distribution of the annual legislative appropriation for local environmental protection program base grants, and eligible expenditures of grant awards. K.A.R. 28-66-3 provides for target grants to supplement base grant awards. K.A.R. 28-66-4 establishes procedures for the annual development, review and approval of a local environmental protection plan which serves as the application for a base grant.

An economic impact on on-site wastewater treatment system owners, installers and services may result from the adoption of county sanitary codes. A requirement of the core local environmental protection program is the adoption of a county sanitary code which establishes permitting, design and operating requirements for on-site wastewater treatment systems and non-public water supplies. County codes may establish permit fees for new on-site wastewater treatment systems. County codes may also require licensing of contractors who install on-site wastewater systems or pump septic tanks, and licensing fees may be assessed. Counties are encouraged to assess reasonable fees to recover administrative costs.

A complete copy of the proposed new regulations and economic impact statement may be obtained from Julie Greene or Katie Reiter, Bureau of Water, Kansas Department of Health and Environment, Building 740, Forbes Field, Topeka 66620-0001, (913) 296-5558.

The time period between publication of this notice and the scheduled hearing constitutes a public comment period for the purpose of receiving written public comments on the proposed regulations. All interested parties may submit such comments to the address above prior to the hearing. All interested parties also will be given a reasonable opportunity at the hearing to present their views, orally or in writing, concerning the adoption of the proposed regulations. In order to give all persons an opportunity to present their views, it may be necessary to limit oral presentations to five minutes.

Following the hearing, all written and oral comments submitted by interested parties will be considered as the basis for making changes to the proposed regulations.

Robert C. Harder  
Secretary of Health  
and Environment

Doc. No. 014188  
State of Kansas

**Kansas State University**

**Notice to Bidders**

Sealed bids for the items listed below will be received by the Kansas State University Purchasing Office, Manhattan, until 2 p.m. local time on the date indicated and then will be publicly opened. Interested bidders may call (913) 532-6214 or FAX (913) 532-5632 for additional information.

**Monday, December 6, 1993**

**#40087**

Freeze dryer system

William H. Sesler  
Director of Purchasing

Doc. No. 014189

State of Kansas

**Department of Administration**

**Temporary Administrative  
Regulations**

**Article 9.—HOURS; LEAVES; EMPLOYEE-  
MANAGEMENT RELATIONS**

**1-9-24. Disaster service volunteer leave.** (a) An appointing authority may authorize leave with pay to any employee in the classified or unclassified service who is a certified disaster service volunteer of the American red cross.

(1) Such leave may only be granted when:

(A) the employee is requested by the American red cross to provide disaster services;

(B) the disaster is designated as a Level II disaster or above by the American red cross; and

(C) the disaster occurs in Kansas or in states contiguous to Kansas.

(2) Request for disaster service volunteer leave shall be made in accordance with K.A.R. 1-9-3(a) and shall include written verification of the provisions of paragraph (a)(1) from the American red cross.

(3) Disaster volunteer leave shall not exceed 20 working days in the 12-month period that starts the first day the leave was used.

(b) The employee shall not be considered to be an employee of the state for the purposes of workers' compensation or the Kansas tort claims act while on disaster service leave. (Authorized by K.S.A. 75-3747; implementing L. 1993, ch. 33, § 3; effective, T-1-11-16-93, Nov. 16, 1993.)

Susan M. Seltsam  
Secretary of Administration

Doc. No. 014184

## State of Kansas

Department of Health  
and EnvironmentNotice of Hearing on Proposed  
Administrative Regulations

A public hearing will be conducted at 10 a.m. Wednesday, January 5, in the auditorium of the Kansas State Historical Society, 120 S.W. 10th, Topeka, to consider the adoption of proposed changes in existing rules and regulations. These regulations are proposed for adoption on a permanent basis. A summary of proposed regulations and their economic impact follows:

**K.A.R. 28-39-227. General licensure.** This regulation adopts by reference the federal requirements for long term care facilities which are mandated in CFR 483.1(a)(2) for nursing facilities receiving Medicaid. All existing facilities are certified and receiving Medicaid funds.

**Economic Impact:** The adoption of this regulation should have no significant impact on providers because these federal requirements have been in place since 1990.

**K.A.R. 28-39-228. Definitions.** This regulation identifies 30 definitions that are used in these regulations. The purpose of this regulation is to provide definitions used in the state licensure regulations in addition to those used in the federal requirements for long term care facilities.

**Economic Impact:** None.

**K.A.R. 28-39-229. Resident rights.** The regulation differs from the resident rights federal requirement by specifying the individual rights of each resident; the presumption of competency (unless legal intervention states differently); assessment and treatment; restrictions to persons only through legal channels or physician signature as part of a mental health plan of care; exercise; communication; community access; pursuit of work; activities; and visitors.

**Economic Impact:** The adoption of this regulation should have no significant impact on providers because legal descriptions on competency of persons are in Kansas law. Other stipulations cited in this regulation are required or inferred in the federal requirement.

**K.A.R. 28-39-230. Admission, transfer and discharge.** This regulation differs from the admission, transfer and discharge federal requirement by including the prohibition of involuntary resident admissions and admissions of residents known to be of danger to themselves or others.

**Economic Impact:** Providers currently have an option to refuse involuntary admissions—this regulation requires providers to exercise that option. By prohibiting involuntary admission to nursing facilities for mental health, the adoption of this regulation could have an impact on the state psychiatric hospitals and penal system.

**K.A.R. 28-39-231. Resident behavior and facility practices.** This regulation differs from the resident be-

havior and facility practices federal requirement by addressing psychotropic medication; seclusion; restraint; documentation; monitoring of residents; approvals of restraint; negative motivation and aversive programs; informed consent; and group punishment prohibition in motivational systems.

**Economic Impact:** The adoption of this regulation should have no economic impact on providers, as they currently are required to have professional services necessary to meet client needs in the federal requirements.

**K.A.R. 28-39-232. Quality of life; activity programs.** This regulation differs from the quality of life federal requirement by increasing activity requirements and focusing on community involvement.

**Economic Impact:** The adoption of this regulation should not have a significant impact on providers, as residents now have community access and utilize their own personal funds. Additionally, personnel needed to provide increased community activities should be balanced by a reduction of staff needed in the facility as client time out of the facility is increased.

**K.A.R. 28-39-233. Resident assessment.** This regulation differs from the resident assessment federal requirement by restructuring the plan of care requirement to a mental health plan of care developed from required assessments including a psychosocial assessment.

**Economic Impact:** The adoption of this regulation should have no significant impact on providers, as they are required to conduct assessments under existing regulations. Some cost increases could occur depending on the severity of illness of the resident, requiring the need for additional assessment.

**K.A.R. 28-39-234. Quality of care.** This regulation differs from the quality of care federal requirement by the provision of a system of mental health treatment from admission to discharge; identification of the mental health plan of care and its implementation; and a requirement of policies and procedures for describing implementation of crisis intervention with clients.

**Economic Impact:** The adoption of this proposal should not have a significant financial impact on the providers, as they are now required to meet resident needs. This proposed regulation affirms the mental health treatment and care for the mentally ill residents in the facilities. This proposed regulation does not alter the current requirement of the state's responsibility for providing specialized services to mentally retarded and mentally ill individuals residing in Medicaid certified facilities as found at CFR 483.20(f).

**K.A.R. 28-39-235. Nursing services.** This regulation differs from the nursing services federal requirement by adding the requirement of a monthly review of each resident's response to the mental health plan of care by a psychiatric nurse.

**Economic Impact:** Since the nursing facilities for mental health are required to have registered nursing and the definition of a psychiatric nurse is a registered nurse with one year experience in the delivery of men-

tal health programs, most facilities currently have these persons employed.

**K.A.R. 28-39-236. Dietary services.** This regulation differs from the dietary services federal requirement by expanding resident involvement with aspects of meal preparation and learning good nutritional practices.

**Economic Impact:** The teaching portion of this requirement should be performed by existing staff based on the identified needs of the clients. Some dietician involvement may be required for materials identification. Resident involvement with the meal program could be through the mental health plan of care.

**K.A.R. 28-39-237. Physician services.** This regulation differs from the physician services federal requirement by expanding requirements for an agreement with a psychiatrist for psychiatric services and/or consultation in cases where a resident has a psychiatric diagnosis and primary physician services are provided by a physician other than a psychiatrist.

**Economic Impact:** The majority of nursing facilities for mental health have current arrangements with a psychiatrist to address client needs. Economic increase would only occur for those facilities not having arrangements with psychiatrists, or where residents needing psychiatric services are not receiving them.

**K.A.R. 28-39-238. Infection control.** This regulation differs from infection control federal requirement by identifying requirements for sanitary living conditions and written policies and procedures for aseptic and isolation techniques, disposing of infectious waste and materials, and monitoring health status of all employees.

**Economic Impact:** The adoption of this regulation should have no significant financial impact on providers. The regulation specifically affirms the need for special attention to the serious consequences of infection occurrence in residential living facilities that is mandated in the federal requirements.

**K.A.R. 28-39-239. Administrative.** This regulation differs from the administrative federal requirement by identifying the specifics of a Kansas licensed administrator; policy and procedure expectations; and requirements for affiliation with a community mental health center whose service area includes the location of the facility.

**Economic Impact:** The adoption of this regulation should have no significant financial impact on providers. Kansas licensed administrators have been required in nursing facilities for mental health, policy and procedures have been required, and most nursing facilities for mental health have affiliation agreements with community mental health centers.

Copies of the regulations and their economic impact statements may be obtained from the Community Right-to-Know Program, 109 S.W. 9th, Suite 501, Topeka 66612, (913) 296-1690.

This 30-day notice of public hearing shall constitute a public comment period for the purpose of receiving written public comments on the proposed rules and

regulations. All interested parties may submit written comments prior to the hearing to: MH/MR Program Director, Suite 1001, Landon State Office Building, 900 S.W. Jackson, Topeka 66612-1290. All interested parties will be given a reasonable opportunity to present their views orally on the adoption of the proposed regulations during the hearing. In order to give all parties an opportunity to present their views, it may be necessary to request each participant to limit any oral presentation to five minutes.

Robert C. Harder  
Secretary of Health  
and Environment

Doc. No. 014178

## State of Kansas

### Social and Rehabilitation Services

#### Temporary Administrative Regulations

#### Article 4.—PUBLIC ASSISTANCE PROGRAM

**30-4-111. Applicable income.** (a) Applicable income shall be the amount of earned and unearned income to be subtracted from the budgetary requirements in determining the budgetary deficit.

(b) Applicable earned income for persons included in the assistance plan shall equal gross earned income or the adjusted gross earned income from self-employment, less the following items:

(1) Ninety dollars for each employed person;

(2) for all persons in an ADC or APW assistance plan and for all children in an ADC-FC, GA-FC, or GA assistance plan, the ADC earned income disregards of \$30.00 and  $\frac{1}{3}$  of the remainder, for:

(A) Each applicant who had received assistance in one of the four preceding months and who had not had the disregards applied to the applicant's income for the periods of time specified in subparagraph (B) of this subsection; and

(B) each recipient. The  $\frac{1}{3}$  disregard shall continue for a period of time not to exceed four consecutive months and the \$30.00 disregard shall continue for a period not to exceed 12 consecutive months; and

(3) reasonable expenses for child care or expenses for the care of an incapacitated person. The amount of deductible dependent care shall not exceed \$200.00 per person for persons under age two or \$175.00 per person for persons age two or older. The dependent shall be included in the assistance plan before the deduction is allowed. For cases subject to retrospective budgeting, for the first and second months of employment, the agency may, based on an agency-approved plan, meet the cost of child care directly or through reimbursement and apply the child care disregard to offset income received in those months when determining the amount of the payment for the corresponding payment months. Under these circumstances, the agency shall not apply the disregard to income used to determine the amount of the payment

(continued)



for the two months following the month in which child care ceases.

Once an individual has received the appropriate earned income disregard for the time period specified above in subparagraph (2)(B) in a program through which the individual's needs were met with federal funds, the individual shall not again be eligible for the earned income disregards specified in subparagraph (2)(B) above until after the individual has ceased to receive federally-funded assistance for 12 consecutive months. Once an individual has received the appropriate earned income disregard for the time period specified above in subparagraph (2)(B) in a state-funded program, the individual shall not again be eligible for such earned income disregards until after the individual has ceased to receive state-funded assistance for 12 consecutive months. If the client would have been eligible to receive the earned income disregard in any month, but did not receive it due to the client's failure to comply with an eligibility or procedural requirement or due to the provisions of subsection (c), the month the client would have been eligible for the disregard shall be counted in determining the four and 12 consecutive month periods. If income from a recurring source resulted in suspension or termination due to an extra paycheck, the month of ineligibility shall not interrupt the accumulation of consecutive months of the \$30.00 and  $\frac{1}{3}$  disregard, nor shall it count as one of the consecutive months.

(c) The earned income disregards specified in subsection (b) shall not be applicable to earnings that are not timely reported on the monthly status report form without good cause or when the individual:

(1) Has terminated employment or has reduced earnings without good cause within a period of not less than 30 days preceding the payment month for applicants or the report month for recipients;

(2) has refused without good cause to accept a bona fide offer of employment within the 30-day period preceding the payment month for applicants or the report month for recipients; or

(3) voluntarily requests assistance to be terminated for the primary purpose of avoiding receipt of the \$30.00 and  $\frac{1}{3}$  disregard for four consecutive months.

(d) For self-employed persons, adjusted gross earned income equals gross earned income less costs of the production of the income. Income-producing costs include only those expenses directly related to the actual production of income. The following guidelines shall be used by the agency in calculating the cost of the production of the income.

(1) The public assistance program shall not be used to pay debts, set up an individual in business, subsidize a nonprofit activity, or treat income on the basis of IRS policies.

(2) If losses are suffered from self-employment, the losses shall not be deducted from other income nor may a net loss of a business be considered an income-producing cost.

(3) If a business is being conducted from a non-home location, business space and utilities shall be considered income-producing costs.

(4) If a business is being conducted from a person's own home, shelter and utility costs shall not be considered income-producing costs unless they are clearly distinguishable from the home operation.

(5) If payments increase the equity in equipment, vehicles, or other property, the payments shall not be considered income-producing costs.

(6) If equipment, vehicles, or other property are being purchased on an installment plan, the actual interest paid may be considered as an income-producing cost.

(7) Depreciation on equipment, vehicles, or other property shall not be considered an income-producing cost.

(8) Insurance payments on equipment, vehicles, or other property shall be allowed if the payments directly relate to the business.

(9) Expenses for inventories and supplies that are reasonable and required for the business shall be considered income-producing costs.

(10) Wages and other mandated costs related to wages paid by the applicant or recipient shall be considered income-producing costs.

(e) In determining eligibility and the amount of payment, the applicable earned and unearned income of a stepparent or the parent of a minor parent not included in the assistance plan, or of an alien who is a parent of an ADC child and who is excluded from the assistance plan due to the provisions of the immigration reform and control act of 1986 (P.L. 99-603, effective May 1, 1987) to be counted shall equal gross income or the adjusted gross income of the self-employed less the following items:

(1) Ninety dollars of earned income;

(2) the standards for budgetary requirements of the above referenced persons and dependents in the same household who are claimed by the above referenced persons for internal revenue service purposes and who are not in the assistance plan;

(3) amounts paid by the above referenced persons to persons not living in the same household and claimed as dependents for internal revenue service purposes; and

(4) alimony or child support payments to individuals not living in the household which are made by the above referenced persons.

(f) For a person in the home whose income is required to be considered and who is not included in the assistance plan, all nonexempt, unearned income and gross earnings, or adjusted gross earnings of the self-employed, shall be considered without the application of any income disregards, unless otherwise prohibited by law.

(g) The income of an alien's sponsor shall be considered in determining eligibility and the amount of payment for the alien as prescribed by the secretary of health and human services and as approved by the secretary of social and rehabilitation services.

(h) All net, unearned income of persons included in the assistance plan shall be applicable unless exempted. Net unearned income shall equal gross unearned income less the costs of the production of the

income. Income-producing costs include only those expenses directly related to the actual production of income. The principles set forth in subsection (d) of this regulation regarding the calculation of income-producing costs shall be applicable. The effective date of this regulation shall be December 1, 1993. (Authorized by K.S.A. 1992 Supp. 39-708c; implementing K.S.A. 1992 Supp. 39-708c and 39-709, as amended by L. 1993, Chapter 180, Sec. 1; effective May 1, 1981; amended, E-82-19, Oct. 21, 1981; amended May 1, 1982; amended, T-83-17, July 1, 1982; amended May 1, 1983; amended, T-85-26, Oct. 15, 1984; amended May 1, 1985; amended May 1, 1986; amended May 1, 1987; amended, T-88-10, May 1, 1987; amended, T-88-59, Dec. 16, 1987; amended May 1, 1988; amended Oct. 1, 1989; amended Jan. 2, 1990; amended May 1, 1991, amended, T-30-11-16-93, Dec. 1, 1993.)

#### Article 6.—MEDICAL ASSISTANCE PROGRAM— CLIENTS' ELIGIBILITY FOR PARTICIPATION

##### **30-6-56. Transfer of assets. (a) Definitions.**

(1) "Transfer of assets" means any act, contract, or lease, which partially or totally passes the use, control, or ownership of assets of an applicant or recipient to another person or corporation. A disclaimer of an inheritance shall constitute a transfer of assets.

(2) For purposes of this regulation, "institutionalized individual" means an applicant or recipient who is residing in a nursing facility, in a medical institution that is providing the individual a level of care equivalent to the care provided by a nursing facility, or in a home- and community-based services living arrangement.

(3) For purposes of this regulation, "assets" means all income and resources of the individual and of the individual's spouse, including any income or resources which the individual or spouse is entitled to but does not receive because of action by:

(A) The individual or the individual's spouse;

(B) a person, including a court or administrative body, with legal authority to act in place of or on behalf of the individual or the individual's spouse; or

(C) any person, including any court or administrative body, acting at the direction or upon the request of the individual or the individual's spouse.

(b) Eligibility limitation. An institutionalized individual shall not be eligible for coverage of institutional or home- and community-based services if the individual or the individual's spouse transferred assets for less than fair market value on or after:

(1) Sixty months before the date the individual received or was otherwise eligible to receive these services and has applied for medical assistance if the asset was disposed of through a trust arrangement as specified in K.A.R. 30-6-109(c); or

(2) thirty-six months before the date the individual received or was otherwise eligible to receive these services and has applied for medical assistance in the case of all other transfers.

Multiple transfers that occur within a calendar month shall be treated as a single transfer.

(c) Exempted transfers. The following transfers shall not affect eligibility under the provisions of subsection (b):

(1) Transfers of assets that have been approved by the agency. If the transfer is for fair market value and is a bona fide transaction, approval shall be granted by the agency;

(2) a transfer of assets executed pursuant to the division of assets provisions contained in K.A.R. 30-6-106;

(3) transfer of the institutionalized individual's home to:

(A) The spouse of the institutionalized individual;

(B) a child of the institutionalized individual who is under the age of 21 or who meets the blindness or disability criteria of K.A.R. 30-6-85;

(C) a sibling of the institutionalized individual who has an equity interest in such home and who was residing in the home for a period of at least one year immediately before the date the individual entered the institutional or home- and community-based services arrangement; or

(D) a child of the institutionalized individual other than the child described in item (3)(B) above, who was residing in the home for a period of at least two years immediately before the date the individual entered the institutional or home- and community-based services arrangement and who provided care to the institutionalized individual which permitted the individual to reside at home;

(4) a transfer of assets to:

(A) The institutionalized individual's spouse or to another for the sole benefit of the individual's spouse;

(B) the institutionalized individual's child who meets the blindness or disability criteria of K.A.R. 30-6-85 or to a trust established solely for the benefit of such child; or

(c) a trust established solely for the benefit of an individual under 65 years of age who meets the blindness or disability criteria of K.A.R. 30-6-85; and

(5) a transfer of assets from the institutionalized individual's spouse to another for the sole benefit of the spouse.

(d) Procedures. The procedures set forth below shall be used in determining an institutionalized individual's eligibility for medical assistance under the above provisions.

(1) A record shall be assembled in chronological order for each transfer of assets.

(2) After securing the information listed above, the reason for the transfer shall be examined by the agency. In examining the reason for the transfer, a determination first shall be made as to whether fair market value was received. If the agency determines that fair market value was not received, it shall be presumed that the transfer was for the purpose of establishing eligibility, unless the person furnishes convincing evidence that the transfer was exclusively for some other purpose.

(continued)

(3) The decision of the agency with respect to convincing evidence shall be governed by the following criteria.

(A) Any transfer of assets shall be considered in the light of the circumstances at the time the transfer was made.

(B) The weight given to an institutionalized individual's statement that the transfer was not connected with that person's application for medical assistance shall be in proportion to the length of the interval between the transfer and the application.

(C) The difference in the equity transferred and the consideration received shall be such that it would be evident to the ordinary individual that full value had not been received.

(D) An institutionalized individual shall not be penalized for removal of the individual's name from the title or restricting access to the assets if the individual can substantiate that the individual has no ownership interest in the assets. Factors to be documented and considered shall include the source and use of the assets. This provision shall not be applicable to jointly-owned assets between legally responsible persons.

(e) Period of ineligibility.

(1) If the agency determines that any institutionalized individual has transferred assets without the approval of the agency and for less than fair market value, the period of ineligibility shall be determined by the agency using the following formula.

(A) The uncompensated value of all assets transferred on or after the time period specified in subparagraphs (b)(1) and (b)(2) in excess of the property's resource limit, less the difference between the value of the nonexempt resources of the applicant or recipient and the allowable nonexempt resource limit, shall be divided by the average monthly private pay rate of all nursing facilities in the state to determine the number of months of ineligibility.

(B) The period of ineligibility shall commence with the month in which the asset was transferred for applicants and no later than the second month following the month of transfer for recipients giving timely and adequate notice. In the case of the existence of a previously established period of ineligibility, such new period shall commence no earlier than the month following the month the previous established period ends.

(2) If there is evidence that a transfer was made for less than fair market value and later the asset is re-conveyed to the individual, or if there is an adjustment in the transfer through which the individual receives fair market value, the loss of the asset no longer exists. The individual shall, if otherwise qualified, be eligible for medical assistance.

(3) The period of ineligibility shall be initially waived or subsequently suspended if it is determined that the action to waive or suspend is necessary to avoid undue hardship. The effective date of this regulation shall be December 1, 1993. (Authorized by K.S.A. 1992 Supp. 39-708c; implementing K.S.A. 1992 Supp. 39-708c and 39-709, as amended by L. 1993, Chapter 180, Sec. 1; effective May 1, 1981; amended, E-82-11, June 17, 1981;

amended May 1, 1982; amended May 1, 1983; amended May 1, 1984; amended May 1, 1985; amended May 1, 1986; amended May 1, 1987; amended May 1, 1988; amended, T-89-13, April 26, 1988; amended Sept. 26, 1988; amended July 1, 1989; amended May 1, 1992; amended Jan. 4, 1993; amended May 3, 1993; amended Oct. 1, 1993; amended, T-30-11-16-93, Dec. 1, 1993.)

**30-6-106. General rules for consideration of resources, including real property, personal property, and income.** (a) Legal title shall determine ownership for assistance purposes. In the absence of legal title, possession shall determine ownership.

(b) Resources shall be of a nature that the value can be defined and measured. The objective measures set forth in paragraphs (1) and (2) below shall establish the resources' value.

(1) Real property. The value of real property shall be initially determined by the latest uniform statewide appraisal value of the property, which shall be adjusted to reflect current market value. If the property has not been appraised or if the market value as determined above is not satisfactory to the applicant, recipient, or agency, an estimate or appraisal of its value shall be obtained from a disinterested real estate broker. The cost of obtaining an estimate or appraisal shall be borne by the agency.

(2) Personal property. The market value of personal property shall be initially determined using a reputable trade publication. If a publication is not available, or if there is a difference of opinion regarding the value of the property between the agency and the individual, an estimate from a reputable dealer shall be used. The cost of obtaining an estimate or appraisal shall be borne by the agency.

(c) (1) Resources shall be considered available both when actually available and when the applicant or recipient has the legal ability to make them available. A resource shall be considered unavailable when there is a legal impediment that precludes the disposal of the resource. The applicant or recipient shall pursue reasonable steps to overcome the legal impediment unless it is determined that the cost of pursuing legal action would be more than the applicant or recipient would gain, or unless the probability of success in the legal action would be minimal for the applicant or recipient.

(2) For SSI, real property shall be considered unavailable for so long as it cannot be sold because:

(A) The property is jointly owned and its sale would cause undue hardship due to the loss of housing for the other owner or owners; or

(B) the owner's reasonable efforts to sell the property have been unsuccessful.

(d) The resource value of property shall be that of the applicant's or recipient's equity in the property. Unless otherwise established, the proportionate share of jointly-owned real property and the full value of jointly-owned personal property shall be considered available to the applicant or recipient. Resources held jointly with a non-legally responsible person may be excluded from consideration if the applicant or recipient can demonstrate that the applicant or recipient has no ownership interest in the resource, has not

contributed to the resource, and that any access to the resource by the applicant or recipient is limited to those duties performed while the applicant or recipient is acting as an agent for the other person.

(e) Nonexempt resources of all persons in the assistance plan and the nonexempt resources of persons who have been excluded from the assistance plan pursuant to K.A.R. 30-6-74(b) and K.A.R. 30-6-79(c) shall be considered in determining eligibility.

(f) (1) The combined resources of husband and wife, if they are living together, shall be considered in determining eligibility of either or both for the medical assistance program, unless otherwise prohibited by law.

(2) A husband and wife shall be considered to be living together if they are regularly residing in the same household. Temporary absences of either the husband or the wife for education, training, working, securing medical treatment or visiting shall not interrupt the period of time during which the couple is considered to be living together.

(3) A husband and wife shall not be considered to be living together when they are physically separated and not maintaining a common life, or when one or both enter into an institutional living arrangement, including either a medicaid-approved or non-approved medical facility or a home- and community-based services care arrangement. If only one spouse enters an institutional living arrangement, the provisions of subsection (m) below shall apply. If both spouses enter an institutional living arrangement, the combined resources of the husband and wife shall be considered available to both for the month in which the institutional arrangement begins.

(g) The resources of an ineligible parent shall be considered in determining the eligibility of a minor child for the medical assistance program if the parent and child are living together, except that such resources shall not be considered for children in an institutional or home- and community-based services arrangement beginning with the month following the month the arrangement begins.

(h) When any individual in the household who does not have the responsibility to support a person in the plan voluntarily and regularly contributes cash to the recipient toward household expenses, including maintenance costs, the amount of the contribution to be counted shall be the net income realized by the household.

(i) Despite subsections (e), (f), and (g) above, the resources of an SSI beneficiary shall not be considered in the determination of eligibility for medical assistance of any other person.

(j) The conversion of real and personal property from one form to another shall not be considered to be income to the applicant or recipient, except for the proceeds from a contract for the sale of property.

(k) Income shall not be considered to be both income and property in the same month.

(l) Despite subsection (e) above, the resources of a child whose needs are met through foster care pay-

ments shall not be considered in determining eligibility.

(m) When one spouse enters an institutional living arrangement and the other spouse remains in the community, and an application for medical assistance is made on behalf of the institutionalized spouse, the following provisions apply.

(1) The separate income of each spouse shall not be considered available to the other beginning in the month the institutional arrangement begins. Unless otherwise established,  $\frac{1}{2}$  of the income which is paid in the names of both spouses shall be considered available to each. Income which is paid in the name of either spouse, or in the name of both spouses and the name of another person or persons, shall be considered available to each spouse in proportion to the spouse's interest, unless otherwise established.

(2) A monthly income allowance for the community spouse shall be deducted from the income of the institutionalized spouse in determining the amount of patient liability for persons in institutional living arrangements or spenddown for persons in home- and community-based services arrangements. The income allowance for the community spouse, when added to the income already available to that spouse, shall not exceed 150 percent of the official federal poverty income guideline for two persons plus the amount of any excess shelter allowance. The excess shelter allowance is defined as the amount by which the community spouse's expenses for rent or mortgage payments, taxes and insurance for the community spouse's principal residence, plus the food stamp standard utility allowance, exceeds 30 percent of 150 percent of the federal poverty income guideline amount referred to above. The maximum monthly income allowance which can be provided under this provision shall be \$1,769.00. The \$1,769.00 limitation shall be increased annually to reflect the percentage increase in the consumer price index for all urban consumers. If a greater income allowance is provided under a court order of support or through the fair hearing process, that amount shall be used in place of the above limits.

(3) A monthly income allowance for each dependent family member shall be deducted from the income of the institutionalized spouse in determining the amount of patient liability for persons in institutional living arrangements or spenddown for persons in home- and community-based services arrangements. A dependent family member is defined as a minor or dependent child, dependent parent or dependent sibling of either spouse who lives with the community spouse. The allowance for each member shall be equal to  $\frac{1}{3}$  of 150 percent of the official federal poverty income guideline for two persons. An allowance shall not be provided if the family member's gross income is in excess of 150 percent of the federal poverty income guideline for two persons.

(4) If the spouse is institutionalized on or after September 30, 1989, the real and personal property of both spouses shall be considered in determining the eligibility of the institutionalized spouse, based on the

(continued)

amount of property in excess of the community spouse property allowance as set forth in paragraph (m) (6) below whether or not such allowance will be made. If the excess property is within the allowable resource standards of K.A.R. 30-6-107, the institutionalized spouse shall be eligible. In the month following the first month of eligibility for the institutionalized spouse, only the property of the institutionalized spouse shall be considered available in determining continuing eligibility, except for property to be transferred in accordance with paragraph (m)(6) below.

(5) If the spouse was institutionalized before September 30, 1989, the real and personal property of each spouse shall be considered available to the other in the month in which the institutional arrangement began. Thereafter, the property of each spouse shall not be considered available to the other.

(6) The institutionalized spouse may make available to the community spouse a property allowance which, when added to the property already available to the community spouse, would be equal to  $\frac{1}{2}$  of the total value of the property owned by both spouses as of the first period of continuous institutionalization beginning on or after September 30, 1989. This allowance may not exceed \$70,740.00, but shall be no less than \$14,148.00. Both the \$14,148.00 and \$70,740.00 standards shall be increased annually to reflect the percentage increase in the consumer price index for all urban consumers. If a greater property allowance is provided under a court order of support or through the fair hearing process, that amount shall be used in place of the above limits.

(7) The amount of property received by the community spouse as a result of the property allowance determined in paragraph (m) (6) shall not be considered in determining the eligibility of the institutionalized spouse, except as provided in paragraph (m)(4) above. If the institutionalized spouse will be eligible based upon transferring sufficient property to the community spouse to equal the amount of the property allowance, the institutionalized spouse shall be given up to 90 days from the date of application to transfer the property. Additional time may be allowed for good cause. Pending disposition of the property, the institutionalized spouse shall be deemed to be temporarily eligible during this time period if all other eligibility factors are met. The effective date of this regulation shall be December 1, 1993. (Authorized by and implementing K.S.A. 1992 Supp. 39-708c and 39-709, as amended by L. 1993, Chapter 180, Sec. 1; effective May 1, 1981; amended, E-82-19, Oct. 21, 1981; amended May 1, 1982; amended May 1, 1983; amended May 1, 1984; amended, T-85-26, Oct. 15, 1984; amended May 1, 1985; amended May 1, 1986; amended, T-87-15, July 1, 1986; amended, T-87-20, Sept. 1, 1986; amended May 1, 1987; amended, T-88-14, July 1, 1987; amended, T-88-59, Jan. 1, 1988; amended May 1, 1988; amended, T-89-13, April 26, 1988; amended, T-30-7-1-88, July 1, 1988; amended Sept. 26, 1988; amended July 1, 1989; amended Oct. 1, 1989; amended Jan. 2, 1990; amended April 1, 1990; amended, T-30-10-1-90, Oct. 1, 1990; revoked, T-30-11-29-90, Jan. 2, 1991; amended Jan. 7,

1991; amended, T-30-12-28-90, Jan. 2, 1991; amended, T-30-3-1-91, March 1, 1991; amended May 1, 1991; amended July 1, 1991; amended, T-30-8-9-91, Aug. 30, 1991; amended Oct. 28, 1991; amended Jan. 2, 1992; amended, T-30-6-10-92, July 1, 1992; amended Oct. 1, 1992; amended Jan. 4, 1993; amended Oct. 1, 1993; amended, T-30-11-16-93, Dec. 1 1993.)

### **30-6-109. Personal property.** (a) Definitions.

(1) "Personal property" means all property, excluding real property.

(2) "Cash assets" means money, investments, cash surrender or loan values of life insurance policies, trust funds, and similar items on which a determinate amount of money can be realized.

(3) "Other personal property" means personal effects, household equipment and furnishings, home produce, livestock, equipment, vehicles, inventory, contracts from the sale of property, and similar items on which a determinate amount of money can be realized.

(b) Treatment of personal property. Personal property, unless exempted, shall be considered a resource. Trust funds shall be considered in accordance with subsection (c).

(c) Treatment of trust funds. For purposes of determining an individual's eligibility for or amount of assistance, the following rules shall apply. The term "trust" includes any legal instrument or device that is similar to a trust, including an annuity. The term "assets" shall be defined as specified in K.A.R. 30-6-56(a)(3).

(1) In the case of a revocable trust, the value of the trust shall be considered resources available to the individual. Payments from the trust to or for the benefit of the individual shall be considered as income. Any other payments made from the trust shall be considered under the property transfer provisions of K.A.R. 30-6-56.

(2) In the case of an irrevocable trust:

(A) If there are any circumstances under which payment from the trust could be made to, or for the benefit of, the individual, the portion of the trust from which payment could be made shall be considered resources available to the individual. Payments made from the trust to or for the benefit of the individual shall be considered as income. Any other payments made from the trust shall be considered under the property transfer provisions of K.A.R. 30-6-56; or

(B) any portion of the trust from which no payment could be made under any circumstances to the individual shall be considered as of the date of establishment of the trust or, if later, the date on which payment to the individual was restricted or foreclosed, under the provisions of K.A.R. 30-6-56.

(3) An individual shall be considered to have established a trust if assets of the individual were used to form all or part of the trust and if any of the following individuals established such trust other than by will:

(A) The individual or the individual's spouse;

(B) a person, including a court or administrative body, with legal authority to act in place of or on behalf of the individual or the individual's spouse; or



(C) a person, including any court or administrative body, acting at the direction or upon the request of the individual or the individual's spouse.

(4) If the corpus of the trust includes assets of any other person or persons, the provisions of this subsection shall apply to the portion of the trust attributable to the assets of the individual.

(5) These provisions shall apply without regard to the purposes for which the trust was established, whether the trustees have or exercise any discretion under the trust, any restrictions on when or whether distributions may be made from the trust, or any restrictions on the use of distributions from the trust.

(6) these provisions shall not apply to any of the following trusts:

(A) A trust containing the assets of an individual under age 65 who meets the blindness or disability criteria of K.A.R. 30-6-85 and which is established for the benefit of such individual by a parent, grandparent, legal guardian of the individual, or a court. The state shall receive all amounts remaining in the trust upon the death of such individual up to an amount equal to the total medical assistance paid on behalf of the individual;

(B) a trust established for the benefit of an individual in a nursing facility if the trust is composed only of pension, social security, and other income to the individual. The state shall receive all amounts remaining in the trust upon the death of such individual up to an amount equal to the total medical assistance paid on behalf of the individual; or

(C) a trust containing the assets of an individual who meets the blindness or disability criteria of K.A.R. 30-6-85 if such trust is established by a non-profit association, a separate account is maintained for each beneficiary of the trust, and accounts in the trust are established solely for the benefit of individuals who meet the blindness or disability criteria of K.A.R. 30-6-85, by that individual, the parent, grandparent, or legal guardian of such individuals, or by a court. The state shall receive all amounts remaining in the individual's account upon the death of such individual up to an amount equal to the total medical assistance paid on behalf of the individual.

(7) these provisions shall be waived if it is determined that the action is necessary to avoid undue hardship on the individual as determined on the basis of criteria established by the secretary of health and human services.

(d) Exempted personal property. The resource value of the following classifications of personal property shall be exempt:

- (1) Personal effects;
- (2) household equipment and furnishings in use or only temporarily not in use;\*
- (3) tools in use and necessary for the maintenance of house or garden;
- (4) stock and inventory of self-employed persons that are reasonable and necessary in the production of goods and services;
- (5) items for home consumption. These items shall consist of produce from a small garden consumed from

day to day and any excess which may be canned or stored, and a small flock of fowl or livestock which are used to meet the food requirements of the family;

(6) cash assets which are traceable to income exempted as income and as a cash asset;

(7) any contract from the sale of property, if the proceeds from the contract are considered as income;

(8) for non-SSI, proceeds from the sale of a home if the proceeds are conserved for the purchase of a new home and the funds so conserved are expended or committed to be expended in the month received or in the following month;

(9) for non-SSI, income-producing property, other than cash assets, if essential for employment or self-employment. This includes such items as tools, equipment, machinery and livestock;

(10) for non-SSI, one vehicle for each assistance family with a value in an amount not to exceed \$1,500.00;

(11) for non-SSI, burial plots and funeral agreements as established by the secretary of health and human services and as approved by the secretary of social and rehabilitation services;

(12) for non-SSI, escrow accounts established for families participating in the family self-sufficiency program through the Department of Housing and Urban Development. Interest earned on such accounts shall also be exempted as income;

(13) for SSI, insurance not exceeding \$1,500.00 face value, owned by any applicant or recipient family member. Face value shall not include and shall not be increased by accumulated dividends, but shall be decreased by an outstanding policy loan. If the total face value of insurance policies owned by any one individual exceeds \$1,500.00, the total cash surrender value of those policies shall be a nonexempt resource;

(14) for SSI, one vehicle for each assistance family. Additional vehicles shall be exempt if shown to be essential for employment, for self-support, for medical treatment of a specific medical problem, or if specially equipped for use by a handicapped person;

(15) for SSI, any personal property of a blind or disabled person which is covered by an approved plan of self-support;

(16) for SSI, the equity value of income-producing personal property, other than cash assets, that is used in an applicant's or recipient's trade or business;

(17) for SSI, the equity value of non-business income-producing personal property, other than cash assets, if:

(A) The equity value of income-producing personal property plus the equity value of income-producing real property does not exceed \$6,000.00; and

(B) a net annual return of at least 6% of the total equity is produced;

(18) for SSI, burial plots as established by the secretary of health and human services for the SSI program;

(19) for SSI, any burial contract as established by the secretary of health and human services for the SSI program and as approved by the secretary of social and rehabilitation services;

(continued)

(20) for SSI, proceeds from the sale of a home if the proceeds are conserved for the purchase of a new home and the funds so conserved are expended or committed to be expended within three months of the sale;

(21) for SSI, a retroactive social security payment received by the applicant or recipient or an ineligible legally responsible person for the nine months following the month of receipt; and

(22) for SSI, pension funds owned by an applicant's or recipient's spouse or parent if such spouse or parent is not an applicant for or recipient of SSI. The effective date of this regulation shall be December 1, 1993. (Authorized by and implementing K.S.A. 1992 Supp. 39-708c and 39-709, as amended by L. 1993, Chapter 180, Sec. 1; effective May 1, 1981; amended, E-82-11, June 17, 1981; amended, E-82-19, Oct. 21, 1981; amended May 1, 1982; amended, T-83-17, July 1, 1982; amended May 1, 1983; amended May 1, 1984; amended, T-85-26, Oct. 15, 1984; amended, T-85-34, Dec. 19, 1984; amended May 1, 1985; amended May 1, 1986; amended, T-87-15, July 1, 1986; amended May 1, 1987; amended, T-88-14, July 1, 1987; amended May 1, 1988; amended, T-89-13, April 26, 1988; amended Sept. 26, 1988; amended July 1, 1989; amended, T-30-5-1-90, May 1, 1990; amended, T-30-7-2-90, Aug. 30, 1990; revoked, T-30-8-14-90, Oct. 1, 1990; amended Oct. 1, 1990; amended Oct. 1, 1992; amended, T-30-11-16-93, Dec. 1, 1993.)

**30-6-113. Income exempt as applicable income.** The following income shall be exempt as applicable income in the determination of eligibility: (a) Unearned income-in-kind;

(b) shelter cost participation payments. In shared living arrangements in which two families contribute toward the shelter obligations, any cash paid toward the shared shelter obligation by one family to the second family in the shared arrangement shall not be considered as income to the second family. This exemption shall not be applicable in a bona fide, commercial landlord-tenant arrangement;

(c) assistance payments in the month received;

(d) home energy assistance furnished by a federal or state regulated entity whose revenues are primarily derived on a rate-of-return basis, by a private, nonprofit organization, by a supplier of home heating oil or gas, or by a municipal utility company which provides home energy, if the assistance provided is based on need;

(e) income of a child received from a youth program funded by the job training partnership act of 1982, except that earned income received under the program shall only be exempt for a period of six months;

(f) incentive payments received by renal dialysis patients;

(g) irregular, occasional, or unpredictable monetary gifts not to exceed \$30.00 per person in any calendar quarter, except that this subsection shall not be applicable to gifts in excess of \$30.00;

(h) tax refunds and rebates, except for earned income tax credits for non-SSI in accordance with K.A.R. 30-6-112 (y);

(i) for non-SSI, earned income of a recipient child if the child is under the age of 18 years and a full-time student or if the child is a part-time student and is not a full-time employee;

(j) for non-SSI, earned income of a recipient child who is 18 years of age and a full-time student;

(k) for non-SSI, support payments covered by an assignment of support rights related to ADC and ADC-FC and forwarded to the agency. However, a support refund, disbursed by the agency to the client, shall not be exempt;

(l) for non-SSI, housing assistance from federal housing programs;

(m) for non-SSI, the first \$50.00 of child support or child support in combination with spousal support received in a month;

(n) for SSI, refund of taxes paid on real property or on food purchases;

(o) for SSI,  $\frac{1}{3}$  of child support payments received by an eligible child from an absent parent;

(p) for SSI, earnings of an unmarried child who is a student under 22 years of age up to \$400.00 a month. This exemption shall not exceed \$1,620.00 a year;

(q) for SSI, work expenses of a blind recipient;

(r) for SSI, impairment-related work expenses of a disabled recipient;

(s) for SSI, incentive allowances and reimbursements for individuals in training to provide support services under the jobs training partnership act (JTPA) program administered by state and local subdivisions;

(t) for SSI, the difference between the social security benefit entitlement in August, 1972, and the entitlement in September, 1972, for persons who were receiving cash assistance through the programs of AABD or ADC in September, 1972 and who were entitled to a social security benefit in September, 1972. This exemption shall apply only if the exemption establishes eligibility without a spenddown;

(u) for SSI, the amount of all social security cost of living adjustments for a person who was concurrently receiving SSI and social security after April, 1977 and who would be eligible for SSI if the cost of living adjustments received since that person was last eligible for SSI were not considered as income;

(v) for SSI, income allocated and expended by an adult in an institutional living arrangement for the support of the adult's minor children if the adult does not have a spouse who continues to live in the community. The income allocation shall not exceed the amount necessary to bring their income up to the protected income level appropriate to their living arrangement;

(w) for SSI, SSI payments to which the person is not legally entitled that are subject to SSI recovery;

(x) for SSI, child support collected by the agency and paid as a \$50.00 or less pass-through of child support;

(y) for SSI, the amount of the December, 1983 increase in social security disabled widow or widower benefits resulting from the changes in the actuarial reduction formula and all subsequent cost of living adjustments for a person who was concurrently receiving SSI and social security disabled widow and widower benefits under section 202(e) or 202(f) of the social security act, provided that:

(1) The person became ineligible for SSI due solely to the 1983 actuarial increase;

(2) the person has continuously received social security disabled widow or widower benefits since the 1983 actuarial increase was first received;



(3) the person would be currently eligible for SSI if it were not for the 1983 actuarial increase and all subsequent cost of living adjustments; and

(4) the person applied for medical assistance under this provision prior to July 1, 1988;

(z) for SSI, reparation payments made under the Republic of Germany's federal law for compensation of nationalist socialist persecution;

(aa) for SSI, the amount of the social security adult disabled child benefit for an otherwise eligible SSI person age 18 or older who:

(1) Was receiving SSI benefits that began prior to age 22; and

(2) lost SSI eligibility due solely to the person becoming eligible for the adult disabled child benefits or an increase in the adult disabled child benefits;

(bb) for SSI, the amount of social security early or disabled widow or widower benefits under section 202(e) or (f) of the social security act, provided that:

(1) The person became ineligible for SSI because of the receipt of such benefits;

(2) the person would be currently eligible for SSI in the absence of such benefits; and

(3) the person is not entitled to hospital insurance benefits under Part A of title XVIII of the social security act;

(cc) for SSI, the income of an SSI recipient which exceeds the protected income level for institutionalized persons for three months following the month of admission when the social security administration determines that the stay in the institution is temporary and the person needs to continue to maintain and provide for the expenses of the home or other living arrangement to which the person may return;

(dd) for SSI, the income of an applicant's or recipient's spouse or parent which was counted or excluded in determining the amount of a public assistance payment, if such spouse or parent is not an applicant for or recipient of SSI;

(ee) for SSI, the income of an applicant's or recipient's spouse or parent which is used to make support payments under a court order or title IV-D support order, if such spouse or parent is not an applicant for or recipient of SSI;

(ff) for SSI, the amount of VA pension received by a single veteran with no dependents or a surviving spouse with no children, if the pension has been reduced to \$90.00 or less because the veteran or spouse resides in a medicaid-approved nursing facility;

(gg) for SSI, foster care and adoption support payments;

(hh) for SSI, Austrian social insurance payments based, in whole or in part, on wage credits granted under the Austrian general social insurance act; and

(ii) for SSI, hostile fire pay received while in active military service. The effective date of this regulation shall be December 1, 1993. (Authorized by and implementing K.S.A. 1992 Supp. 39-708c and 39-709, as amended by L. 1993, Chapter 180, Sec. 1; effective May 1, 1981; amended, E-82-19, Oct. 21, 1981; amended May 1, 1982; amended May 1, 1983; amended, T-84-11, July 1, 1983; amended, T-84-25, Sept. 19, 1983; amended May 1, 1984; amended, T-85-26, Oct. 15, 1984; amended May 1, 1985; amended May 1, 1986; amended, T-87-15, July 1, 1986; amended May 1, 1987;

amended, T-88-14, July 1, 1987; amended, T-88-59, Jan. 1, 1988; amended May 1, 1988; amended, T-89-13, April 26, 1988; amended, T-30-7-1-88, July 1, 1988; amended Sept. 26, 1988; amended July 1, 1989; amended Oct. 1, 1989; amended, T-30-12-28-90, Jan. 2, 1991; amended May 1, 1991; amended July 1, 1991; amended, T-30-6-10-92, July 1, 1992; amended Oct. 1, 1992; amended Jan. 4, 1993; amended May 3, 1993; amended, T-30-11-16-93, Dec. 1, 1993.)

**30-6-150. Estate recovery.** (a) A claim against the property and estate of a deceased recipient shall be established for the amount of any medical assistance paid after June 30, 1992 on that person's behalf if the recipient:

(1) Was 55 years of age or older or was institutionalized while receiving such assistance; and

(2) has no surviving spouse or no surviving child who is under 21 years of age or meets the disability criteria of K.A.R. 30-6-85(c).

(b) If there is no estate, a claim shall be filed against the estate of the surviving spouse, if any.

(c) No recovery of medical assistance correctly paid shall occur until the death of the surviving spouse, if any, and at the time when the deceased individual has no surviving child under 21 years of age or who is disabled as specified in subsection (a).

(d) The amount of medical assistance paid shall be a claim against the estate in any guardianship or conservator proceeding.

(e) The secretary shall not be required to pursue every claim but shall have discretion in determining which claims to pursue.

(f) The monetary value of any benefits paid on behalf of a recipient under long-term care insurance, as defined by K.S.A. 1992 Supp. 40-2227 and amendments thereto, shall be a credit against the estate claim under this provision.

(g) Transfers of real or personal property by a recipient for less than fair market value shall be voidable and may be set aside. Fair market value shall be based on the percentage of ownership of the property. For real or personal property which is jointly owned, the value of the property shall be prorated to determine percentage of ownership unless otherwise specified in deed or title.

(h) The provisions of this regulation shall be waived if the application of the provisions would result in an undue hardship as determined on the basis of criteria established by the secretary of health and human services. The effective date of this regulation shall be December 1, 1993. (Authorized by K.S.A. 1992 Supp. 39-708c; implementing K.S.A. 1992 Supp. 39-708c and 39-709, as amended by L. 1993, Chapter 180, Sec. 1; effective, T-30-6-10-92, July 1, 1992; effective Oct. 1, 1992; amended Jan. 4, 1993; amended May 3, 1993; amended, T-30-11-16-93, Dec. 1, 1993.)

Donna Whiteman  
Secretary of Social and  
Rehabilitation Services

Doc. No. 014183

(Published in the Kansas Register, November 25, 1993.)

**Notice of Call for Redemption  
to the holders of  
City of Pittsburg, Kansas  
Industrial Revenue Bonds  
Series A, 1980  
(Marrone's, Inc.)**

Notice is hereby given that pursuant to Section 5 of Ordinance No. S-559 of the city of Pittsburg, Kansas, all of the above-mentioned bonds maturing on January 1, 2000, and all unmatured coupons appertaining thereto, have been called for redemption on January 1, 1994, at the office of the Southwest National Bank of Wichita, Wichita, Kansas (the paying agent).

**Term Bonds**

Cusip	Bond Numbers	Amount	Interest Rate	Maturity Date
72466DR0	48-120	\$365,000	9.50%	January 1, 2000

On such redemption date there shall become due and payable, upon the presentation and surrender of each such bond and unmatured coupons, the redemption price thereof equal 100 percent of the principal amount of each bond together with interest accrued to the redemption date. Interest shall cease to accrue on the bonds so called for redemption from and after January 1, 1994, subject to the condition that sufficient funds for redemption are then on deposit with the paying agent from the proceeds of the refunding bonds issued by the city.

Under the provisions of the Interest and Dividend Tax Compliance Act of 1983, paying agents making payments of interest or principal on corporate securities or making payments of principal on municipal securities may be obligated to withhold a 31 percent tax from remittances to individuals who have failed to furnish the paying agent with a valid taxpayer identification number. Holders of the Series A 1980 Bonds who wish to avoid the imposition of the tax should submit certified taxpayer identification numbers when presenting the bonds for payment.

Dated November 25, 1993.

City of Pittsburg, Kansas  
By: The Southwest National Bank of Wichita  
Wichita, Kansas, as Trustee

Doc. No. 014176

(Published in the Kansas Register, November 25, 1993.)

**Notice of Bond Sale  
\$2,950,000  
Unified School District 248  
Crawford County, Kansas  
General Obligation Bonds  
Series 1993**

**Sealed Bids**

Sealed bids for the purchase of \$2,950,000 principal amount of General Obligation Bonds, Series 1993, of Unified School District 248 of Crawford County, Kansas, hereinafter described, will be received by the un-

dersigned, district clerk of Unified School District 248, Crawford County, Kansas, on behalf of the governing body of the district at the district's administrative offices, 401-415 N. Summit, Girard, KS 66743, until 11 a.m. C.S.T. on Wednesday, December 1, 1993. All bids will be publicly opened and read at said time and place and will be acted upon by the district at its meeting on said date and the same place. No oral or auction bids will be considered.

**Bond Details**

The bonds will consist of fully registered bonds without coupons in the denomination of \$5,000 or any integral multiple thereof. The bonds will be dated December 15, 1993, and will become due on September 15 in the years as follows:

Year	Principal Amount
1997	\$110,000
1998	120,000
1999	125,000
2000	130,000
2001	140,000
2002	145,000
2003	150,000
2004	160,000
2005	170,000
2006	175,000
2007	185,000
2008	195,000
2009	205,000
2010	215,000
2011	230,000
2012	240,000
2013	255,000

The bonds will bear interest at rates to be determined when the bonds are sold as hereinafter provided, which interest will be payable semiannually on March 15 and September 15 in each year, beginning on March 15, 1995.

**Place of Payment and  
Bond Registration**

The principal of and interest on the bonds will be payable in lawful money of the United States of America by check or draft of the Kansas State Treasurer, Topeka, Kansas (the paying agent and bond registrar). The principal of the bonds will be payable at maturity or upon earlier redemption to the registered owners upon presentation and surrender of the bonds at the office of the paying agent. Interest on the bonds will be paid by check or draft mailed by the paying agent to the persons in whose names the bonds are registered on the registration books maintained by the bond registrar at the close of business on the record date for such interest, which shall be the first day (whether or not a business day) of the calendar month of such interest payment date.

The district will pay for the fees of the bond registrar for registration and transfer of the bonds and will also pay for printing a reasonable supply of registered bond blanks. Any additional costs or fees that might be incurred in the secondary market, other than fees of the

bond registrar, will be the responsibility of the bondholders.

#### Redemption of Bonds Prior to Maturity

(a) **Optional Redemption.** At the option of the district, bonds maturing on September 15, 2003, and thereafter will be subject to redemption and payment prior to maturity on September 15, 2002, and thereafter in whole on any date or in part on any interest payment date (bonds of less than a single maturity to be selected by lot in multiples of \$5,000 principal amount by the paying agent and bond registrar in such equitable manner as it shall designate), at the principal amount thereof, plus accrued interest to the redemption date, without premium.

(b) **Mandatory Redemption.** A bidder may elect to have all or a portion of the bonds scheduled to mature in consecutive years issued as term bonds (the term bonds) scheduled to mature in the last year of said consecutive years and subject to mandatory redemption requirements consistent with the schedule of serial maturities set forth herein, subject to the following conditions: not less than all bonds of the same serial maturity shall be converted to term bonds with mandatory redemption requirements and a bidder shall make such an election by completing the applicable paragraph on the official bid form.

Whenever the district is to select the bonds for the purpose of redemption, it shall, in the case of bonds in denominations greater than \$5,000, if less than all of the bonds then outstanding are to be called for redemption, treat each \$5,000 of face value of each such fully registered bond as though it were a separate bond of the denomination of \$5,000.

If the district shall elect to call any bond for redemption and payment prior to the maturity thereof, the district shall give written notice of its intention to redeem and pay said bonds on a specified date, the same being described by amount and maturity, said notice to be mailed by United States registered or certified mail addressed to the paying agent and bond registrar, and to the manager or managers of the underwriting account making the successful bid, each of said notices to be mailed at least 60 days prior to the redemption date. Thereafter, the paying agent and bond registrar will notify the owners of the bonds of the district's redemption call by United States mail, postage prepaid. If any bond be called for redemption and payment as aforesaid, all interest on such bond shall cease from and after the date for which such call is made, provided funds are available for its payment at the price hereinbefore specified.

#### Conditions of Bids

Proposals will be received on the bonds bearing such rate or rates of interest as may be specified by the bidders, subject to the following conditions: The same rate shall apply to all bonds of the same maturity. Each interest rate specified shall be a multiple of  $\frac{1}{8}$  or  $\frac{1}{20}$  of 1 percent. No interest rate shall exceed the index of treasury bonds published by *The Bond Buyer*, in New York, New York, on the Monday next preceding the day on which the bonds are sold, plus 2

percent. The difference between the highest rate specified and the lowest rate specified shall not exceed 3 percent. No supplemental interest payments will be authorized. No bid of less than principal amount of the bonds and accrued interest will be considered. Each bid shall specify the total interest cost to the district during the life of the bond issue on the basis of such bid, the premium, if any, offered by the bidder, and the net interest cost to the district on the basis of such bid. Each bid shall also specify the average annual net interest rate to the district on the basis of such bid. Bidders shall specify in the bid form the prices (exclusive of accrued interest), expressed as a dollar price, at which the bidder intends that each maturity amount of the bonds shall be initially offered to the public (the initial reoffering prices).

#### Basis of Award

The award of the bonds will be made on the basis of the lowest net interest cost to the district, which will be determined by subtracting the amount of the premium bid, if any, from the total interest cost to the district. If there is any discrepancy between the net interest cost and the average annual net interest rate specified, the specified net interest cost shall govern and the interest rates specified in the bid shall be adjusted accordingly. If two or more proper bids providing for identical amounts for the lowest net interest cost are received, the district shall determine which bid, if any, shall be accepted, and its determination shall be final.

#### Security for the Bonds

The bonds will be general obligations of the district payable as to both principal and interest from ad valorem taxes which may be levied, without limitation as to rate or amount on all the taxable tangible property, real and personal, within the territorial limits of the district.

#### Internal Revenue Code of 1986

The Internal Revenue Code of 1986 imposes requirements on the district which must be met subsequent to the issuance of the bonds by the district and, as a result, the district will and does hereby covenant that it will diligently undertake those steps necessary to maintain the tax-exempt status of the bonds. The district's failure to comply with such requirements could adversely affect the tax-exempt status of the bonds. Purchasers of the bonds should be aware that should the bonds lose their status as tax-exempt obligations as a result of the district's failure to comply with such requirements, the bonds are neither callable nor will the rate of interest on the bonds be adjusted to reflect such circumstances.

The code includes interest on tax-exempt obligations, such as the bonds, in the adjusted current earnings of certain corporations in the calculation of alternative minimum taxable income with certain other adjustments. Furthermore, Section 59A of the code, as added by the Superfund Amendments and Reauthorization Act of 1986, provides for an environmental tax generally based on corporate alternative minimum taxable

(continued)

income. The amount of the tax is equal to 0.12 percent of the excess of alternative minimum taxable income, without regard to net operating losses and the deduction for this tax, over \$2 million. The environmental tax is imposed whether or not the taxpayer is subject to the alternative minimum tax. The environmental tax may subject certain bondowners to additional taxation for interest earned on the bonds.

The code also requires property and casualty insurance companies to reduce the amount of their deductible underwriting losses by a percentage of the amount of tax-exempt interest received or accrued on such obligations. With the exception of certain "qualified tax-exempt obligations," the code provides that banks and thrift institutions may not deduct any portion of the interest cost of purchasing or carrying tax-exempt obligations such as the bonds. The district does intend to designate the bonds as "qualified tax-exempt obligations" under Section 265 of the code.

#### Legal Opinion

The bonds will be sold subject to the legal opinion of Nichols and Wolfe Chartered, Topeka, Kansas, bond counsel, whose approving legal opinion as to the validity of the bonds will be furnished and paid for by the district, printed on the bonds and delivered to the successful bidder when the bonds are delivered. Said opinion will also state that in the opinion of bond counsel, assuming continued compliance by the district with the provisions of the resolution authorizing the issuance of the bonds and the code, under existing law, the interest on the bonds is excludable from federal income taxation. Interest on the bonds will also be excludable from the computation of Kansas adjusted gross income.

#### Delivery and Payment

The district will pay for printing the bonds and will deliver the bonds, without cost to the successful bidder, properly prepared, executed and registered, on or about December 17, 1993, at such bank or trust company in the state of Kansas or greater Kansas City, Missouri, metropolitan area as may be specified by the successful bidder. Delivery elsewhere will be at the bidder's expense. Said bidder will also be furnished with a certified transcript of the proceedings evidencing the authorization and issuance of the bonds and the usual closing documents, including a certificate that there is no litigation pending or threatened at the time of delivery of the bonds affecting their validity and a certificate regarding the completeness and accuracy of the official statement. Payment for the bonds shall be made in Federal Reserve funds, immediately subject to use by the district. The denominations of the bonds and the names, addresses and social security or taxpayer identification numbers of the registered owners shall be submitted in writing by the successful bidder to the district and bond registrar not later than 3 p.m. C.S.T. on December 8, 1993. In the absence of such information, the district will deliver bonds in the denomination of each maturity registered in the name of the successful bidder.

The successful bidder shall furnish the district by 3 p.m. C.S.T. on December 6, 1993, a certificate acceptable to the district's bond counsel to the effect that (i) the successful bidder has made a bona fide public offering of the bonds at the initial reoffering prices, and (ii) a substantial amount of the bonds was sold to the public (excluding brokers and other intermediaries) at such initial reoffering prices. Such certificate shall state that: (1) it is made on the best knowledge, information and belief of the successful bidder, and (2) 10 percent or more in par amount of the bonds of each maturity was sold to the public at or below the initial reoffering prices (such amount being sufficient to establish the sale of a "substantial amount" of the bonds).

#### Good Faith Deposit

Each bid shall be accompanied by a cashier's or certified check drawn on a bank located in the United States of America in the amount of \$59,000, payable to the order of the district to secure the district from any loss resulting from the failure of the bidder to comply with the terms of the bid. No interest will be paid upon the deposit made by the successful bidder. Said check shall be returned to the bidder if the bid is not accepted. If a bid is accepted, said check shall be held by the district until the bidder shall have complied with all of the terms and conditions of this notice, at which time said check shall be returned to the successful bidder or deducted from the purchase price. If a bid is accepted but the district shall fail to deliver the bonds to the bidder in accordance with the terms and conditions of this notice, said check shall be returned to the bidder. If a bid is accepted but the bidder shall default in the performance of any of the terms and conditions of this notice, the proceeds of such check shall be forfeited to the district, with the district reserving the right to pursue any consequential damages arising from such default.

#### CUSIP Numbers

CUSIP identification numbers will be printed on the bonds, but neither the failure to print such number on any bond nor any error with respect thereto shall constitute cause for failure or refusal by the purchaser thereof to accept delivery of and pay for the bonds in accordance with the terms of this notice. All expenses in relation to the assignment and printing of CUSIP numbers on the bonds will be paid by the district.

#### Bid Forms

All bids must be made on forms which may be procured from the city clerk. No additions or alterations in such forms shall be made and any erasures may cause rejection of any bid. The district reserves the right to waive irregularities and to reject any or all bids.

#### Submission of Bids

Bids must be submitted in sealed envelopes addressed to the undersigned district clerk and marked "Proposal for the Purchase of General Obligation Bonds." Bids may be submitted by mail or delivered in person to the undersigned at 401-415 N. Summit, Girard, Kansas, and must be received by the under-

signed prior to 11 a.m. C.S.T. on Wednesday, December 1, 1993.

#### Date and Delivery of Preliminary and Final Official Statement

The district has authorized the preparation and disbursement of a preliminary official statement containing information relating to the bonds. The preliminary official statement comprises the final official statement required by Rule 15c2-12 of the Securities and Exchange Commission.

The preliminary official statement, when amended to include the interest rates specified by the purchaser and the price or yield at which the purchaser will reoffer the bonds to the public, together with any other information required by law, will constitute a "Final Official Statement" with respect to the bonds as that term is defined in Rule 15c2-12. No more than seven business days after the date of the sale, the district will provide without cost to the purchaser such reasonable number of printed copies of the final official statement and further copies, if desired, will be made available at the purchaser's expense. If the sale of the bonds are awarded to a syndicate, the district will designate the senior managing purchaser of the syndicates as its agent for purposes of distributing copies of the final official statement to each participating purchaser. Any purchaser executing and delivering a bid form with respect to the bonds agrees thereby that if the bid is accepted it shall accept such designation and shall enter into a contractual relationship with all participating purchasers for the purpose of assuring the receipt and distribution by each such participating purchaser of the final official statement.

The district will deliver to the purchaser on the date of delivery of the bonds a certificate executed by the president and the district clerk to the effect that the final official statement, as of the date of delivery of the bonds, does not contain any untrue statement of a material fact or omit to state a material fact necessary to make the statements made, in the light of the circumstances in which they are made, not misleading.

Copies of the district's preliminary official statement relating to the bonds may be obtained from the district clerk or the district's financial advisor, Dougherty, Dawkins, Strand & Bigelow Incorporated, 1050 17th St., Suite 1400, Denver, CO 80265, (303) 534-5577.

#### Assessed Valuation and Indebtedness

The total assessed valuation of the taxable tangible property within the district for the year 1993 is \$24,527,365. The total general obligation bonded indebtedness of the district as of the date of the bonds, including the bonds, is \$3,220,000.

Dated November 18, 1993.

Unified School District 248  
Crawford County, Kansas  
Norma Benso, District Clerk  
401-415 N. Summit  
Girard, KS 66743  
(316) 724-4325

(Published in the Kansas Register, November 25, 1993.)

#### Summary Notice of Bond Sale

City of Derby, Kansas

\$1,580,000

General Obligation Bonds, Series 1993-2

(General obligation bonds payable from unlimited ad valorem taxes)

#### Sealed Bids

Subject to the notice of bond sale dated November 16, 1993, sealed bids will be received by the clerk of the city of Derby, Kansas (the issuer), on behalf of the governing body at City Hall, 611 Mulberry, Derby, KS 67037, until noon C.S.T. on December 7, 1993, for the purchase of \$1,580,000 principal amount of General Obligation Bonds, Series 1993-2. No bid of less than the entire par value of the bonds and accrued interest thereon to the date of delivery will be considered.

#### Bond Details

The bonds will consist of fully registered bonds in the denomination of \$5,000 or any integral multiple thereof. The bonds will be dated December 1, 1993, and will become due on December 1 in the years as follows:

Year	Principal Amount
1995	\$ 60,000
1996	140,000
1997	145,000
1998	155,000
1999	160,000
2000	170,000
2001	175,000
2002	185,000
2003	190,000
2004	200,000

The bonds will bear interest from the date thereof at rates to be determined when the bonds are sold as hereinafter provided, which interest will be payable semiannually on June 1 and December 1 in each year, beginning on June 1, 1995.

#### Paying Agent and Bond Registrar

Kansas State Treasurer, Topeka, Kansas.

#### Good Faith Deposit

Each bid shall be accompanied by a cashier's or certified check drawn on a bank located in the United States of America in the amount of \$31,600 (2 percent of the principal amount of the bonds).

#### Delivery

The issuer will pay for printing the bonds and will deliver the same properly prepared, executed and registered without cost to the successful bidder on or about December 28, 1993, at such bank or trust company in the contiguous United States of America as may be specified by the successful bidder.

#### Assessed Valuation and Indebtedness

The equalized assessed valuation for computation of bonded debt limitations for the year 1993 is

(continued)

\$69,846,960. The total general obligation indebtedness of the issuer as of the date of the bonds, including the bonds being sold, is \$17,750,000.

### Approval of Bonds

The bonds will be sold subject to the approving legal opinion of Gilmore & Bell, P.C., Wichita, Kansas, bond counsel, whose approving legal opinion as to the validity of the bonds will be furnished and paid for by the issuer, printed on the bonds and delivered to the successful bidder as and when the bonds are delivered.

### Additional Information

Additional information regarding the bonds may be obtained from the clerk, (316) 788-1519, or from the financial advisor, First Securities Company of Kansas, Inc., Wichita, Kansas, Attention: Theron L. Froggatte, (316) 262-4411.

Dated November 16, 1993.

City of Derby, Kansas

Doc. No. 014185

(Published in the Kansas Register, November 25, 1993.)

### Summary Notice of Bond Sale

City of Emporia, Kansas

\$1,870,000\*

General Obligation Improvement Bonds  
Series 1993-A

(General obligation bonds payable from  
unlimited ad valorem taxes)

### Sealed Bids

Subject to a notice of bond sale and the preliminary official statement, sealed bids will be received by the city clerk of Emporia, Kansas, on behalf of the governing body at 522 Mechanic, Emporia, KS 66801, until 11 a.m. Central Time on December 1, 1993, for the purchase of \$1,870,000\* principal amount of General Obligation Bonds, Series 1993-A. No bid of less than the entire par value of the bonds and accrued interest thereon to the date of delivery will be considered.

### Bond Details

The bonds will consist of fully registered bonds in the denomination of \$5,000 or any integral multiple thereof. The bonds will be dated December 1, 1993, and will become due serially on September 1 in the years as follows:

Year	* Principal Amount
1995	\$ 20,000
1996	30,000
1997	50,000
1998	50,000
1999	100,000
2000	125,000
2001	220,000
2002	350,000
2003	400,000
2004	400,000
2005	25,000
2006	25,000

2007	25,000
2008	25,000
2009	25,000

\* Subject to change.

The bonds will bear interest from the date thereof at rates to be determined when the bonds are sold as hereinafter provided, which interest will be payable semiannually on March 1 and September 1 in each year, beginning on March 1, 1994.

### Paying Agent and Bond Registrar

Kansas State Treasurer, Topeka, Kansas.

### Good Faith Deposit

Each bid shall be accompanied by a cashier's or certified check drawn on a bank located in the United States of America in the amount of \$37,400 (2 percent of the principal amount of the bonds).

### Delivery

The city will pay for printing the bonds and will deliver the same properly prepared, executed and registered without cost to the successful bidder within 30 days after the date of sale at such bank or trust company in the state of Kansas or Kansas City, Missouri, as may be specified by the successful bidder.

### Assessed Valuation and Indebtedness

The equalized assessed tangible valuation for computation of bonded debt limitations for the year 1992 is \$99,002,400. The total general obligation indebtedness of the city as of the date of the bonds, including the bonds being sold, is \$8,980,000.

### Approval of Bonds

The bonds will be sold subject to the legal opinion of Gilmore & Bell, P.C., Overland Park, Kansas, bond counsel, whose approving legal opinion as to the validity of the bonds will be furnished and paid for by the city, printed on the bonds and delivered to the successful bidder as and when the bonds are delivered.

### Additional Information

Additional information regarding the bonds may be obtained from Mark McAnarney, Assistant City Manager, (316) 342-5105; from the financial advisor, Mark Twain Public Finance Division, Kansas City, Missouri, Attention: Greg Vahrenberg, (816) 421-4440; or from Gilmore & Bell, P.C., Bond Counsel, Overland Park, Kansas, (913) 661-0001. The Series 1993-A Bonds will be sold at the same time as the city's estimated \$2,270,000 General Obligation Refunding Bonds, Series 1993-B (Water System), which will be issued to advance refund certain outstanding water revenue bonds of the city and at the same time as the city's estimated \$800,000 temporary notes, Series 1993-B.

Dated November 17, 1993.

City of Emporia, Kansas  
By Susan Mendoza  
City Clerk  
Emporia City Hall  
522 Mechanic  
Emporia, KS 66801  
(316) 342-5105

Doc. No. 014186



(Published in the Kansas Register, November 25, 1993.)

**Summary Notice of Sale  
City of Hutchinson, Kansas  
General Obligation Bonds  
Series 1993-A1 (Tax-Exempt)  
and**

**Series 1993-A2 (Taxable Under Federal Law)**

(General obligation bonds payable from  
unlimited ad valorem taxes)

**Sealed Bids**

Subject to the notice of sale and preliminary official statement dated November 23, 1993, sealed bids will be received by the city clerk of the city of Hutchinson, Kansas, on behalf of the governing body at City Hall, 125 E. Avenue "B," Hutchinson, KS 67501, until 9 a.m. Central Time on Tuesday, December 7, 1993, for the purchase of \$760,000\* principal amount of General Obligation Bonds, Series 1993-A1, and \$260,000 principal amount of General Obligation Bonds, Series 1993-A2, of the city hereinafter described (both series are hereinafter referred to collectively as the "bonds"). No bid of less than the entire par value of each series of bonds and accrued interest thereon to the date of delivery will be considered. Bidders may bid on one or both series.

**Bond Details**

The bonds will consist of fully registered bonds in the denomination of \$5,000 or any integral multiple thereof. The bonds will be dated December 1, 1993, and will become due serially on October 1 in the years as follows:

**Series 1993-A1**

Year	* Principal Amount
1994	\$30,000
1995	30,000
1996	30,000
1997	45,000
1998	45,000
1999	45,000
2000	45,000
2001	60,000
2002	60,000
2003	60,000
2004	60,000
2005	60,000
2006	60,000
2007	65,000
2008	65,000

\*Subject to change

**Series 1993-A2 (Taxable)**

Year	Principal Amount
1994	\$10,000
1995	10,000
1996	10,000
1997	15,000
1998	15,000
1999	15,000
2000	15,000
2001	15,000
2002	20,000

2003	20,000
2004	20,000
2005	20,000
2006	25,000
2007	25,000
2008	25,000

The bonds will bear interest from the date thereof at rates to be determined when the bonds are sold as hereinafter provided, which interest will be payable semiannually on April 1 and October 1 in each year, beginning on April 1, 1994.

**Paying Agent and Bond Registrar**

Kansas State Treasurer, Topeka, Kansas.

**Good Faith Deposit**

Each bid shall be accompanied by a cashier's or certified check drawn on a bank located in the United States of America in the amount of 2 percent of the principal amount of the Series 1993-A1 Bonds, if the bid is for such series, and 2 percent of the principal amount of the Series 1993-A2 bonds, if the bid is for such series.

**Delivery**

The city will pay for printing the bonds and will deliver the same properly prepared, executed and registered without cost to the successful bidder(s) by December 31, 1993, at such bank or trust company in the contiguous United States of America as may be specified by the successful bidder(s).

**Assessed Valuation and Indebtedness**

The equalized assessed tangible valuation for computation of bonded debt limitations for the year 1993 is \$127,728,835. The total general obligation indebtedness of the city as of the date of the bonds, including the bonds being sold, is \$20,570,500. Temporary notes in the amount of \$927,000 will be redeemed using the proceeds of the bonds and the notes and other available funds.

**Approval of the Bonds**

The bonds will be sold subject to the legal opinion of Gilmore & Bell, P.C., Overland Park, Kansas, bond counsel, whose approving legal opinions as to the validity of the bonds will be furnished and paid for by the city, printed on the bonds and delivered to the successful bidder(s) as and when the bonds are delivered.

**Additional Information**

Additional information regarding the bonds may be obtained from the city clerk or from Gilmore & Bell, P.C., Bond Counsel, 6800 College Blvd., Financial Plaza II, Suite 150, Overland Park, KS 66211-1533, (913) 661-0001.

Dated November 22, 1993.

City of Hutchinson, Kansas  
By Vernon Stallman  
City Clerk  
Hutchinson City Hall  
125 E. Avenue "B"  
Hutchinson, KS 67501  
(316) 694-2614

Doc. No. 014196



(Published in the Kansas Register, November 25, 1993.)

**Notice of Bond Sale**  
**\$1,260,000\***  
**General Obligation Park Refunding Bonds**  
**Series 1994-A**  
**City of Prairie Village, Kansas**

The city of Prairie Village, Kansas, will receive sealed bids addressed to Sheila Shockey, City Clerk, City Hall, 7700 Mission Road, Prairie Village, KS 66208, (913) 381-6464, until 3 p.m. C.S.T. (the submittal hour), on Monday, December 6, 1993, for the purchase of \$1,260,000\* General Obligation Park Refunding Bonds, Series 1994-A, of the city, at which time and place such bids will be publicly opened and read. The bids for the sale of the bonds will be considered at a meeting of the city council at 7:30 p.m. on said day, and the city council will thereafter accept the best bid or reject all bids at that meeting. No oral or auction bids will be considered.

**Terms of the Bonds**

The bonds will be dated January 1, 1994, and will mature serially on September 1 in the years and in the amounts set forth below. The bonds will consist of fully registered certificated bonds, each in the denomination of \$5,000 or integral multiples thereof, not exceeding the principal amount of bonds maturing on the same maturity date. Interest will be payable semi-annually on March 1 and September 1 (the interest payment dates), beginning September 1, 1994.

The principal of the bonds will be payable at the principal office of the Kansas State Treasurer (the paying agent and bond registrar) to the registered owners thereof upon presentation of the bonds for payment and cancellation. Interest on the bonds will be payable to the registered owners appearing on the books maintained by the bond registrar as of the 15th day of the month preceding each interest payment date (the record dates). The fees of the bond registrar for registration and transfer of the bonds will be paid by the city.

The bonds will become due on the stated maturity dates as follows:

<b>*Principal Amount</b>	<b>Maturity September 1</b>
\$105,000	2000
115,000	2001
120,000	2002
120,000	2003
130,000	2004
135,000	2005
140,000	2006
150,000	2007
155,000	2008
90,000	2009

\* Subject to change as provided under "Adjustment of Issue Size" herein.

Bonds maturing on September 1, 2003, and thereafter will be subject to redemption prior to maturity at the option of the city, as a whole or in part, in such principal amounts for such maturities as shall be determined by the city (selection of bonds for partial

redemption of bonds of the same maturity to be by such method as the bond registrar shall deem fair and appropriate) on September 1, 2002, or on any interest payment date thereafter, at the redemption price of 100 percent of the principal amount of bonds redeemed plus accrued interest to the redemption date, without a premium.

**Authority, Purpose and Security**

The bonds are being issued pursuant to the provisions of K.S.A. 10-101 *et seq.*, as amended, and K.S.A. 10-427 *et seq.*, all as amended, to refund a portion of the outstanding General Obligation Park Bonds, Series 1989, of the city which were previously issued for certain park improvements within the city. The principal of and interest on the bonds will be payable from ad valorem taxes which may be levied without limitation as to rate or amount upon all of the taxable tangible property, real and personal, within the territorial limits of the city.

**Conditions of Bids**

Bids will be received for the bonds bearing such rate or rates of interest as may be specified by the bidder. The same rate will apply to all bonds of the same maturity. Each interest rate specified will be a multiple of  $\frac{1}{8}$ th or  $\frac{1}{20}$ th of 1 percent. The difference between the highest and lowest rates specified in any bid will not exceed 2 percent. No interest rate will exceed the maximum interest rate allowed by Kansas law, said rate being the "20 Bond Index" of treasury bonds published in *The Bond Buyer* (successor to *Muniweek*) in New York, New York, on the Monday next preceding the day on which the bonds are sold, plus 2 percent. No bid of less than the entire par value of the bonds, except a discount not to exceed 1.25 percent of the principal amount of the bonds, and accrued interest will be considered, and no supplemental interest payments will be considered. Bids for less than the entire issue of bonds will not be considered. The successful bidder shall initially reoffer the bonds at dollar prices equal to or greater than 100 percent of the principal amount of the bonds.

**Bid Form and Good Faith Deposit**

Bids will be submitted on the official bid form furnished by the city, will be addressed to Sheila Shockey, City Clerk, City Hall, 7700 Mission Road, Prairie Village, KS 66208, and will be plainly marked "Bond Bid." Each bid will specify the total interest cost to the city on the basis of such bid, the premium, if any, the discount, if any, and the net interest cost. Each bid will also certify the issue price for each maturity (see "Certification as to Offering Prices" herein).

Each bid must be accompanied by a certified or cashier's check equal to \$25,200, made payable to Treasurer of the City of Prairie Village, Kansas. The check of the bidder whose bid is accepted will be deposited into an account of the city and applied toward the purchase price of the bonds on the day of delivery. In the event a bidder whose bid is accepted fails to carry out the contract to purchase the bonds, said deposit will be retained by the city as liquidated damages. The check of unsuccessful bidders will be returned promptly.

**Basis of Award**

The city reserves the right to reject any and/or all of the bids and to waive any irregularities. Following the opening of the bids, the low bidder will be designated by a representative of the city. The low bidder will be the bidder whose bid will result in the lowest "true interest cost" ("TIC" or the "Canadian Method"), determined as follows: the TIC is the discount rate (expressed as a per annum percentage rate) which, when used in computing the present value of all payments of principal and interest to be paid on the bonds, from the payment dates to January 6, 1994 (the date of delivery), produces an amount equal to the price bid, including premium or discount, if any, and including interest accrued to the date of delivery. Payments of principal and interest on the bonds will be based on the principal amounts set forth in this notice and the interest rates specified by each bidder. Present value will be computed on the basis of semi-annual compounding and a 360-day year of 12 30-day months. No bidder will be designated as the low bidder or as the successful bidder unless its bid shall be in compliance with the other terms and conditions of this notice. In the event that two or more bidders offer bids at the same lowest TIC, a representative of the city will determine by lot which bidder will be designated as the low bidder.

The bonds, if awarded, will be awarded to the low bidder (hereinafter, the successful bidder) at a meeting of the city council at 7:30 p.m. on December 6, 1993, at the city hall. The successful bidder must pay accrued interest, computed on a 360-day year basis, from the date of the bonds to the date of delivery. Bidders are requested to supply an estimate of the TIC for the bonds on the official bid form described in this notice, computed as specified herein on the basis of their respective bids, which shall be considered as informative only and not binding on either the bidder or the board.

**Adjustment of Issue Size**

The city reserves the right on the date of the award to, in its sole discretion, increase or decrease the total principal amount of the bonds, depending on the interest rates bid and the issue prices specified, in order to properly structure the escrow account for the bonds to be refunded. Principal maturities will be increased or decreased at the discretion of the city. The aggregate size of the issue will be increased or decreased by not more than 15 percent. The successful bidder may not withdraw its bid or change the interest rates bid as a result of any changes made to the principal amount of the bonds as described herein. In the event there is an increase or decrease in the final aggregate principal amount of the bonds or in the principal amount per maturity as described above, the successful bidder will be notified in writing of such increases or decreases. The net production as a percentage of the par amount of bonds generated from the bid of the successful bidder will not be decreased as a result of any change in the aggregate principal amount of the bonds or in the principal amount per maturity.

**Delivery of the Bonds**

The number and denominations of bonds and names of the registered owners to be shown on the bonds initially delivered must be submitted in writing by the successful bidder to the bond registrar not later than December 30, 1993.

The successful bidder will be furnished with a complete transcript of proceedings evidencing the authorization and issuance of the bonds and the usual closing proofs, which will include a certificate that there is no litigation pending or threatened at the time of delivery of the bonds affecting their validity. Payment for the bonds will be made in Federal Reserve funds or other immediately available funds by approximately 10 a.m. C.S.T. on the date of delivery. Delivery of the bonds will be made to the successful bidder on or about January 6, 1994, at such location as may be specified by the successful bidder. The purchase price, including accrued interest from the date of the bonds to the date of delivery, will be paid at delivery or the good faith deposit will be forfeited.

**Legal Opinion**

The bonds will be sold subject to the approving legal opinion of Gilmore & Bell, P.C., Kansas City, Missouri, bond counsel, which opinion will be furnished and paid for by the city and printed on the bonds and delivered to the successful bidder when the bonds are delivered. Said opinion will also include the opinion of bond counsel relating to the exclusion of the interest on the bonds from gross income for federal and Kansas income tax purposes. Reference is made to the preliminary official statement for further discussion of federal and Kansas income tax matters relating to the interest on the bonds.

**Certification as to Offering Prices**

To provide the city with information necessary for compliance with Section 148 of the Internal Revenue Code of 1986, as amended, the successful bidder will be required to complete, execute and deliver to the city as a part of its bid and again prior to the delivery of the bonds, a statement regarding the "issue price" of the bonds (as defined in Section 148 of the code), reflecting the initial offering prices (excluding accrued interest and expressed as dollar prices) at which a substantial amount (i.e., 10 percent or more) of the bonds of each maturity have been or are expected to be sold to the public. The term "public" excludes bond houses, brokers or similar persons, or organizations acting in the capacity of underwriters or wholesalers. Such certificate shall state that 10 percent or more of the bonds of each maturity have been or are expected to be sold to the public at the prices no higher than such initial offering prices. However, such statement may indicate that the successful bidder will not reoffer the bonds for sale.

**CUSIP Identification Numbers**

CUSIP identification numbers will be printed on the bonds. All expenses in relation to printing of CUSIP numbers on the bonds and the expenses charged by the CUSIP Service Bureau for the assignment of said

(continued)

numbers shall be the responsibility of and shall be paid for by the city.

### Bond Rating

The outstanding general obligation bonds of the city have been rated "Aa" by Moody's Investors Service, Inc. The city has applied to Moody's Investor's Service, Inc. for a rating on the bonds.

### Assessed Valuation and Bonded Indebtedness

The equalized assessed valuation of the taxable tangible property within the city for computation of bonded debt limitations for 1993 is \$167,752,256. The total general obligation bonded indebtedness of the city as of the date of the bonds, including the proposed issue of bonds, will be \$2,390,000.

### Preliminary Official Statement and Official Statement

The city has prepared a preliminary official statement dated November 23, 1993, copies of which may be obtained from the undersigned or the city's financial advisor. The preliminary official statement is in a form

"deemed final" by the city for the purpose of Rule 15c2-12(b)(1) of the Securities and Exchange Commission. Upon the sale of the bonds, the city will furnish the successful bidder a reasonable number of copies of the final official statement without additional cost. Additional copies in excess of a reasonable number may be ordered at the successful bidder's expense.

### Official Information

Additional copies of the notice of bond sale, the official bid form or further information may be obtained from the undersigned or George K. Baum & Company, Twelve Wyandotte Plaza, Kansas City, MO 64105, (816) 474-1100, the city's financial advisor.

Dated November 23, 1993.

City of Prairie Village, Kansas  
By Sheila Shockey  
City Clerk  
City Hall  
7700 Mission Road  
Prairie Village, KS 66208  
(913) 381-6464

Doc. No. 014190

## INDEX TO ADMINISTRATIVE REGULATIONS

This index lists in numerical order the new, amended and revoked administrative regulations and the volume and page number of the *Kansas Register* issue in which more information can be found. This cumulative index supplements the index found in the 1992 Supplement to the *Kansas Administrative Regulations*.

### AGENCY 1: DEPARTMENT OF ADMINISTRATION

Reg. No.	Action	Register
1-2-30	Amended	V. 12, p. 902
1-2-34	New	V. 11, p. 1016
1-2-46	Amended	V. 12, p. 1705
1-2-81	Revoked	V. 11, p. 278
1-5-15	Amended	V. 12, p. 1705
1-5-28	Amended	V. 12, p. 902
1-6-2	Amended	V. 11, p. 278
1-6-22a	New	V. 12, p. 1706
1-6-23	Amended	V. 12, p. 1706
1-6-31	Amended	V. 11, p. 1016
1-6-32	Amended	V. 11, p. 278
1-7-4	Amended	V. 12, p. 1707
1-8-7	Amended	V. 11, p. 1017
1-9-4	Amended	V. 11, p. 1017
1-9-5	Amended	V. 12, p. 902
1-9-6	Amended	V. 12, p. 1708
1-9-13	Amended	V. 12, p. 1709
1-9-18	Amended	V. 11, p. 1020
1-9-19a	Amended	V. 11, p. 279
1-9-21	Amended	V. 12, p. 903
1-9-23	Amended	V. 12, p. 903
1-9-24	New	V. 12, p. 1709
1-10-6	Amended	V. 12, p. 1709
1-13-1a	Amended	V. 12, p. 1709
1-14-8	Amended	V. 12, p. 1710
1-14-12	New	V. 12, p. 1711
1-16-2	Amended	V. 12, p. 721, 864
1-16-2a	Amended	V. 12, p. 721, 864
1-16-2b	Amended	V. 12, p. 721, 864
1-16-2d	Amended	V. 12, p. 721, 864
1-16-2f	Revoked	V. 12, p. 722, 865
1-16-2k	Amended	V. 12, p. 722, 865
1-16-18	Amended	V. 12, p. 6, 54
1-16-18a	Amended	V. 12, p. 7, 55
1-16-22	Amended	V. 12, p. 865

1-18-1a	Amended	V. 12, p. 865
1-21-1	Amended	V. 12, p. 865
1-21-2	Amended	V. 12, p. 866
1-21-3	Revoked	V. 12, p. 866
1-21-4	Amended	V. 12, p. 866
1-21-5	Revoked	V. 12, p. 866
1-21-6	Revoked	V. 12, p. 866
1-21-7	Amended	V. 12, p. 866
1-21-8	Revoked	V. 12, p. 866
1-21-9	Revoked	V. 12, p. 866
1-21-10	Revoked	V. 12, p. 866
1-21-11	Revoked	V. 12, p. 866
1-21-12	Amended	V. 12, p. 866
1-22-1 through 1-22-5	Revoked	V. 12, p. 722, 867
1-28-1	Revoked	V. 12, p. 867
1-28-2	Revoked	V. 12, p. 867
1-45-14	Amended	V. 11, p. 1195
1-46-1	Amended	V. 11, p. 1195
1-46-3	Amended	V. 11, p. 1195
1-49-11	New	V. 12, p. 1711
1-50-2	Revoked	V. 12, p. 867

### AGENCY 2: MUNICIPAL ACCOUNTING BOARD

Reg. No.	Action	Register
2-3-3	Revoked	V. 12, p. 887

### AGENCY 4: BOARD OF AGRICULTURE

Reg. No.	Action	Register
4-4-900	Amended	V. 11, p. 1895
4-4-923	Amended	V. 11, p. 1895
4-4-924	Amended	V. 11, p. 1895
4-4-931	Amended	V. 11, p. 1896
4-4-932	Amended	V. 11, p. 1896
4-4-933	Amended	V. 11, p. 1896
4-4-934	Amended	V. 11, p. 1897
4-4-935	Amended	V. 11, p. 1897
4-4-956	New	V. 11, p. 1897
4-7-716	Amended	V. 11, p. 555
4-7-719	Amended	V. 11, p. 63
4-8-14a	Amended	V. 12, p. 1212
4-8-27	Amended	V. 11, p. 555
4-8-28	Amended	V. 12, p. 1212
4-8-32	Amended	V. 12, p. 1213
4-8-33	Amended	V. 11, p. 1898
4-8-40	Amended	V. 11, p. 1898
4-8-41	New	V. 11, p. 555
4-10-1	Amended	V. 11, p. 1898
4-13-36	Amended	V. 11, p. 1899
4-13-38	Amended	V. 11, p. 1899
4-13-41	Amended	V. 11, p. 1900
4-13-42	Amended	V. 11, p. 1900
4-13-62	Amended	V. 11, p. 1900
4-13-63	Amended	V. 11, p. 1901

4-15-2	Amended	V. 11, p. 555
4-16-1a	Amended	V. 11, p. 1901
4-16-1c	Amended	V. 11, p. 1901
4-16-7a	Amended	V. 11, p. 1901
4-16-300 through 4-16-305	New	V. 11, p. 556, 557
4-17-1a	Amended	V. 11, p. 1901
4-17-1c	Amended	V. 11, p. 1902
4-17-5a	Amended	V. 11, p. 1902
4-17-300 through 4-17-305	New	V. 11, p. 557, 558

### AGENCY 5: BOARD OF AGRICULTURE—DIVISION OF WATER RESOURCES

Reg. No.	Action	Register
5-42-1	Amended	V. 11, p. 361
5-42-3	Amended	V. 11, p. 361
5-45-1 through 5-45-4	Amended	V. 11, p. 361-363
5-45-6	Amended	V. 11, p. 363
5-45-7	Amended	V. 11, p. 363
5-45-12	Amended	V. 11, p. 363
5-45-13	Amended	V. 11, p. 364
5-45-14 through 5-45-17	New	V. 11, p. 364, 365

### AGENCY 7: SECRETARY OF STATE

Reg. No.	Action	Register
7-23-8	New	V. 11, p. 1257, 1296
7-27-1	Amended	V. 12, p. 1336
7-29-1	Revoked	V. 12, p. 1336
7-29-2	Amended	V. 12, p. 1336
7-32-1	Amended	V. 11, p. 1117, 1143

### AGENCY 14: DEPARTMENT OF REVENUE—DIVISION OF ALCOHOLIC BEVERAGE CONTROL

Reg. No.	Action	Register
14-10-5	Amended	V. 11, p. 1929
14-10-10	Amended	V. 11, p. 1930
14-10-11	Amended	V. 11, p. 1930
14-10-12	Amended	V. 11, p. 1931
14-13-1	Amended	V. 11, p. 1931
14-13-2	Amended	V. 11, p. 1932
14-13-3	Amended	V. 11, p. 1933
14-14-1	Amended	V. 11, p. 1934
14-14-11	Amended	V. 11, p. 1711
14-16-20	Revoked	V. 11, p. 1041
14-19-14	Amended	V. 11, p. 1935
14-19-15	Amended	V. 11, p. 1936
14-20-14	Amended	V. 11, p. 1937
14-20-15	Amended	V. 11, p. 1938
14-20-16	Amended	V. 11, p. 1938

14-21-1	Amended	V. 11, p. 1939
14-21-2	Amended	V. 11, p. 1940
14-21-3	Amended	V. 11, p. 1941
14-22-1	Amended	V. 11, p. 1941
14-22-2	Amended	V. 11, p. 1942
14-22-3	Amended	V. 11, p. 1943

#### AGENCY 17: STATE BANKING DEPARTMENT

Reg. No.	Action	Register
17-11-21	Amended	V. 12, p. 1176
17-15-1	Amended	V. 12, p. 311
17-16-8	Amended	V. 12, p. 314
17-21-1		
through		
17-21-8	New	V. 11, 1040
17-21-1	Amended	V. 12, p. 314
17-21-2	Amended	V. 12, p. 314
17-22-1	Amended	V. 12, p. 1015

#### AGENCY 19: KANSAS COMMISSION ON GOVERNMENTAL STANDARDS AND CONDUCT

Reg. No.	Action	Register
9-1-1	Amended	V. 11, p. 714
19-1-11	Amended	V. 11, p. 714
19-3-2	Amended	V. 11, p. 714
19-4-2	Amended	V. 11, p. 715
19-20-2	Amended	V. 11, p. 715
19-27-2	Amended	V. 11, p. 715
19-29-1a	New	V. 12, p. 1336
19-29-2	Amended	V. 11, p. 716
19-29-4	Amended	V. 11, p. 717
19-29-5	New	V. 11, p. 717
19-30-4	Amended	V. 11, p. 717
19-40-3a	Amended	V. 11, p. 718
19-40-4	New	V. 11, p. 1369
19-40-5	New	V. 11, p. 718
19-41-1	Amended	V. 11, p. 718
19-60-3	Amended	V. 11, p. 719
19-61-1	Amended	V. 11, p. 720
19-61-2	Amended	V. 11, p. 720
19-61-3	Revoked	V. 11, p. 720
19-62-1	Amended	V. 11, p. 721
19-62-2	Amended	V. 11, p. 721
19-63-2	Amended	V. 11, p. 721
19-63-3	Amended	V. 11, p. 721
19-63-4	Amended	V. 11, p. 722
19-63-6	New	V. 11, p. 722

#### AGENCY 20: CRIME VICTIMS COMPENSATION BOARD

Reg. No.	Action	Register
20-1-1	Amended	V. 12, p. 1487
20-2-3	New	V. 12, p. 1487
20-2-6	New	V. 12, p. 1488
20-2-7	New	V. 12, p. 1488
20-2-8	New	V. 12, p. 1488
20-2-9	New	V. 12, p. 1488

#### AGENCY 21: KANSAS HUMAN RIGHTS COMMISSION

Reg. No.	Action	Register
21-34-1		
through		
21-34-21	New	V. 11, p. 357-360
21-34-1		
through		
21-34-21	New	V. 11, p. 504-507
21-60-1		
through		
21-60-23	New	V. 11, p. 1084-1091, 1153-1160
21-80-1		
through		
21-80-10	New	V. 11, p. 1764-1766

#### AGENCY 22: STATE FIRE MARSHAL

Reg. No.	Action	Register
22-1-2	Amended	V. 12, p. 444
22-1-3	New	V. 12, p. 444
22-1-4	New	V. 12, p. 444
22-1-5	New	V. 12, p. 445
22-1-6	New	V. 12, p. 445
22-2-1	Revoked	V. 12, p. 445
22-3-1	Revoked	V. 12, p. 445
22-3-2	Revoked	V. 12, p. 445
22-4-1	Revoked	V. 12, p. 445
22-5-3	Amended	V. 12, p. 445
22-6-8	New	V. 12, p. 976
22-6-10	Revoked	V. 12, p. 445
22-6-17	Revoked	V. 12, p. 445
22-7-1	Revoked	V. 12, p. 445

22-7-2	Revoked	V. 12, p. 445
22-7-3	Revoked	V. 12, p. 445
22-7-5	Revoked	V. 12, p. 445
22-7-6		
through		
22-7-12	New	V. 12, p. 445-447
22-8-1	Revoked	V. 12, p. 448
22-10-3a	Revoked	V. 12, p. 448
22-10-10	Revoked	V. 12, p. 448
22-10-12	Revoked	V. 12, p. 448
22-10-13	Revoked	V. 12, p. 448
22-10-14	Revoked	V. 12, p. 448
22-10-17	Revoked	V. 12, p. 448
22-10-18	New	V. 12, p. 448
22-10-19	New	V. 12, p. 448
22-13-35	Revoked	V. 12, p. 449
22-18-3	Amended	V. 12, p. 449
22-19-1	Amended	V. 12, p. 450
22-19-2	Amended	V. 12, p. 450
22-19-3	Amended	V. 12, p. 451
22-19-4	Revoked	V. 12, p. 451
22-19-5	New	V. 12, p. 451
22-20-1	Revoked	V. 12, p. 451
22-22-1	New	V. 12, p. 451

#### AGENCY 23: DEPARTMENT OF WILDLIFE AND PARKS

Reg. No.	Action	Register
23-4-1	Revoked	V. 12, p. 1702
23-6-8	Revoked	V. 12, p. 1702
23-16-1	Revoked	V. 12, p. 1702
23-19-1	Revoked	V. 12, p. 1702

#### AGENCY 25: STATE GRAIN INSPECTION DEPARTMENT

Reg. No.	Action	Register
25-1-8	Revoked	V. 12, p. 1460, 1571
25-1-15	Amended	V. 12, p. 1460, 1571
25-1-16	Revoked	V. 12, p. 1461, 1571
25-1-17	Revoked	V. 12, p. 1461, 1571
25-2-2	Revoked	V. 11, p. 1742
25-2-5	Revoked	V. 11, p. 1742
25-4-1	Amended	V. 11, p. 1643, 1702
25-4-4	Amended	V. 11, p. 164

#### AGENCY 26: DEPARTMENT ON AGING

Reg. No.	Action	Register
26-5-5	Amended	V. 12, p. 1118
26-5-6	Amended	V. 12, p. 1118
26-8-1		
through		
26-8-14	New	V. 11, p. 1041-1043
26-8-1	Amended	V. 12, p. 1119, 1150
26-8-3	Amended	V. 12, p. 1120, 1152
26-8-4	Amended	V. 12, p. 1120, 1152
26-8-7	Amended	V. 12, p. 1120, 1152

#### AGENCY 28: DEPARTMENT OF HEALTH AND ENVIRONMENT

Reg. No.	Action	Register
28-1-2	Amended	V. 12, p. 315
28-1-18	Amended	V. 12, p. 1057
28-4-350	Amended	V. 12, p. 1042
28-4-351	Amended	V. 12, p. 1042
28-4-352	Amended	V. 12, p. 1043
28-4-353	Amended	V. 12, p. 1043
28-4-353a	New	V. 12, p. 1045
28-4-353b	New	V. 12, p. 1046
28-4-354	Amended	V. 12, p. 1047
28-4-355	Amended	V. 12, p. 1048
28-4-355a	New	V. 12, p. 1049
28-4-355b	New	V. 12, p. 1049
28-4-356	Amended	V. 12, p. 1051
28-4-357	Amended	V. 12, p. 1053
28-4-358	Amended	V. 12, p. 1054
28-4-359	Amended	V. 12, p. 1054
28-4-360	Amended	V. 12, p. 1057
28-14-2	Amended	V. 11, p. 1797
28-15-11	Amended	V. 12, p. 725
28-15-12		V. 11, p. 2007
	New	V. 12, p. 57
28-15-13	Amended	V. 12, p. 727
28-15-14	Amended	V. 11, p. 1233
28-15-15	Revoked	V. 11, p. 1236
28-15-15a	New	V. 11, p. 1236
28-15-20	Amended	V. 11, p. 1237
28-15-21	New	V. 12, p. 728
28-16-29	Revoked	V. 11, p. 1260
28-16-30		
through		
28-16-36	New	V. 11, p. 1260, 1261
28-16-61	Amended	V. 12, p. 1209

28-16-350		
through		
28-16-354	New	V. 12, p. 1210
28-17-6	Amended	V. 12, p. 1020
28-17-12	Amended	V. 11, p. 1543, 1584
28-17-20	Amended	V. 12, p. 1020
28-19-7	Amended	V. 12, p. 1530
28-19-17	Amended	V. 11, p. 608
28-19-17a		
through		
28-19-17i	Amended	V. 11, p. 608, 609
28-19-17m		
through		
28-19-17q	New	V. 11, p. 609, 610
28-19-19	Amended	V. 11, p. 610
28-19-31	Amended	V. 12, p. 1458
28-19-32	Amended	V. 12, p. 1458
28-19-63	Amended	V. 12, p. 1458
28-19-73	Amended	V. 11, p. 612
28-19-202	New	V. 12, p. 1534
28-19-210	New	V. 12, p. 1535
28-23-82	Amended	V. 12, p. 1058
28-24-1	New	V. 11, p. 1798
28-24-2	New	V. 11, p. 1798

28-24-4		
through		
28-24-16	New	V. 11, p. 1798-1800
28-25-1		
through		
28-25-15	New	V. 12, p. 1058, 1059
28-29-28		
through		
28-29-36	New	V. 11, p. 614-620, 758-764
28-29-34	New	V. 12, p. 435, 487
28-29-35	New	V. 12, p. 436, 488
28-29-98	New	V. 12, p. 1538, 1571
28-29-99	New	V. 12, p. 1539
28-30-2	Amended	V. 12, p. 1539
28-30-3	Amended	V. 12, p. 1540
28-30-5	Amended	V. 12, p. 730
28-31-3a	Revoked	V. 11, p. 232
28-31-10a	New	V. 11, p. 232
28-34-1	Revoked	V. 12, p. 780
28-34-1a	New	V. 12, p. 780
28-34-2	Amended	V. 12, p. 781
28-34-3b	New	V. 12, p. 781
28-34-5	Revoked	V. 12, p. 782
28-34-5a	New	V. 12, p. 782
28-34-6	Revoked	V. 12, p. 782
28-34-6a	New	V. 12, p. 782
28-34-8	Revoked	V. 12, p. 783
28-34-8a	New	V. 12, p. 783
28-34-9a	Amended	V. 12, p. 784
28-34-10	Revoked	V. 12, p. 784
28-34-10a	New	V. 12, p. 784
28-34-16	Revoked	V. 12, p. 785
28-34-16a	New	V. 12, p. 785
28-34-17	Revoked	V. 12, p. 785
28-34-17a	New	V. 12, p. 785
28-34-17b	New	V. 12, p. 786
28-34-20	Revoked	V. 12, p. 787
28-34-20a	New	V. 12, p. 787
28-34-32a	Revoked	V. 12, p. 787
28-34-32b	New	V. 12, p. 787
28-34-125	Revoked	V. 12, p. 787
28-35-135	Amended	V. 12, p. 1176
28-35-143	Revoked	V. 12, p. 1176
28-35-147	Amended	V. 11, p. 130
28-35-180a	Amended	V. 12, p. 1176
28-35-211b	Revoked	V. 12, p. 1176
28-35-212a	Amended	V. 12, p. 1176
28-35-212b	New	V. 12, p. 1176
28-35-213a	Amended	V. 12, p. 1176
28-35-214a	Amended	V. 12, p. 1176
28-35-215a	Amended	V. 12, p. 1176
28-35-217a	Amended	V. 12, p. 1176
28-35-218a	Amended	V. 12, p. 1176
28-35-219a	Amended	V. 12, p. 1176
28-35-220a	Amended	V. 12, p. 1176
28-35-221a	Amended	V. 12, p. 1176
28-35-221b	New	V. 12, p. 1176
28-35-222a	Amended	V. 12, p. 1176
28-35-223a	Amended	V. 12, p. 1176
28-35-224a	Amended	V. 12, p. 1176
28-35-225a	Amended	V. 12, p. 1176
28-35-226a	Amended	V. 12, p. 1177
28-35-228a	Amended	V. 12, p. 1177
28-35-229a	Amended	V. 12, p. 1177
28-35-230a	Amended	V. 12, p. 1177
28-35-230b	New	V. 12, p. 1177
28-35-231b	Amended	V. 12, p. 1177

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28-35-233a	Amended	V. 12, p. 1177
28-35-234a	Amended	V. 12, p. 1177
28-35-242	Amended	V. 12, p. 1177
28-35-245	Revoked	V. 12, p. 1177
28-35-246	Revoked	V. 12, p. 1177
28-35-247	Amended	V. 12, p. 1177
28-35-248	Revoked	V. 12, p. 1177
28-35-249	Amended	V. 12, p. 1177
28-35-250	Revoked	V. 12, p. 1177
28-35-250a	New	V. 12, p. 1177
28-35-251	Amended	V. 12, p. 1177
28-35-253	New	V. 12, p. 1177
28-35-254	New	V. 12, p. 1177
28-35-255	New	V. 12, p. 1177
28-35-276	Amended	V. 12, p. 1177
28-35-282	Amended	V. 12, p. 1177
28-35-284	Amended	V. 12, p. 1177
28-35-285	Amended	V. 12, p. 1177
28-35-287	Amended	V. 12, p. 1177
28-35-288	Amended	V. 12, p. 1177
28-35-341	through	
28-35-363	New	V. 12, p. 1177, 1178
28-36-21	Amended	V. 12, p. 1059
28-36-30	Amended	V. 12, p. 1211
28-38-18	through	
28-38-23	Amended	V. 12, p. 437, 438
28-38-29	New	V. 12, p. 439
28-39-76	Revoked	V. 12, p. 1399
28-39-77	Revoked	V. 12, p. 1399
28-39-77a	Revoked	V. 12, p. 1400
28-39-78	Revoked	V. 12, p. 1400
28-39-82	through	
28-39-103	Revoked	V. 12, p. 1400
28-39-103a	Revoked	V. 12, p. 1400
28-39-104	through	
28-39-113	Revoked	V. 12, p. 1400
28-39-144	through	
28-39-162	New	V. 12, p. 1400-1416
28-39-162a	New	V. 12, p. 1417
28-39-162b	New	V. 12, p. 1422
28-39-162c	New	V. 12, p. 1424
28-39-163	New	V. 12, p. 1428
28-44-28	New	V. 12, p. 1541
28-44-29	New	V. 12, p. 1541
28-53-1	Amended	V. 11, p. 846
28-53-2	Amended	V. 11, p. 846
28-59-7	Amended	V. 11, p. 1643
28-61-1	through	
28-61-10	New	V. 11, p. 1743-1748
28-65-1	Amended	V. 12, p. 1541
28-65-2	Amended	V. 12, p. 1542
28-65-3	Amended	V. 12, p. 1542
28-65-4	New	V. 12, p. 1542

#### AGENCY 30: SOCIAL AND REHABILITATION SERVICES

Reg. No.	Action	Register
30-2-16	Amended	V. 12, p. 1213
30-4-52	Amended	V. 12, p. 1213
30-4-55	Amended	V. 11, p. 1750
30-4-63	Amended	V. 12, p. 1213
30-4-64	Amended	V. 12, p. 1215
30-4-72	Amended	V. 11, p. 1010, 1044
30-4-73	Amended	V. 12, p. 386
30-4-85a	Amended	V. 12, p. 1461, 1486
30-4-90	Amended	V. 12, p. 264, 576
30-4-101	Amended	V. 11, p. 1011, 1045
30-4-109	Amended	V. 11, p. 1263
30-4-111	Amended	V. 12, p. 1737
30-4-112	Amended	V. 12, p. 1216
30-4-122a	Amended	V. 12, p. 1461, 1486
30-4-130	Amended	V. 12, p. 1217
30-4-140	Amended	V. 11, p. 365
30-5-58	Amended	V. 12, p. 1218
30-5-59	Amended	V. 12, p. 392
30-5-60	Amended	V. 12, p. 393
30-5-64	Amended	V. 11, p. 372
30-5-65	Amended	V. 11, p. 372
30-5-70	Amended	V. 12, p. 394
30-5-71	Amended	V. 12, p. 1224
30-5-73	Amended	V. 12, p. 1224
30-5-80	New	V. 11, p. 989
30-5-81b	Amended	V. 12, p. 1225
30-5-86	Amended	V. 11, p. 1752
30-5-95	Amended	V. 11, p. 205
30-5-100	Amended	V. 12, p. 1225
30-5-100a	Amended	V. 11, p. 1752
30-5-105	Amended	V. 12, p. 1226

30-5-109a	Amended	V. 12, p. 1226
30-5-110	Amended	V. 11, p. 373
30-5-114	Amended	V. 11, p. 1265
30-5-116a	Amended	V. 12, p. 1226
30-5-151	Amended	V. 12, p. 266, 579
30-5-159	Amended	V. 11, p. 1753
30-5-160	Amended	V. 11, p. 1753
30-5-161	Amended	V. 11, p. 1753
30-5-169	Amended	V. 11, p. 1753
30-5-171	Revoked	V. 11, p. 1753
30-5-173	New	V. 11, p. 1753
30-5-173a	New	V. 11, p. 1753
30-6-52	Amended	V. 11, p. 1753
30-6-53	Amended	V. 11, p. 1754
30-6-55	Amended	V. 11, p. 374
30-6-56	Amended	V. 12, p. 1738
30-6-72	Amended	V. 11, p. 1012, 1046
30-6-73	Amended	V. 11, p. 1265
30-6-86	Amended	V. 11, p. 1756
30-6-103	Amended	V. 12, p. 1739
30-6-106	Amended	V. 12, p. 1740
30-6-109	Amended	V. 12, p. 1742
30-6-112	Amended	V. 12, p. 1230
30-6-113	Amended	V. 12, p. 1744
30-6-150	Amended	V. 12, p. 1745

30-7-100	through	
30-7-104	New	V. 11, p. 990-992
30-7-100	Amended	V. 12, p. 398
30-9-13	Revoked	V. 11, p. 992
30-9-18	through	
30-9-22	Revoked	V. 11, p. 992
30-10-1a	Amended	V. 12, p. 1745
30-10-1b	Amended	V. 12, p. 1748
30-10-1c	Amended	V. 12, p. 1748
30-10-1d	Amended	V. 12, p. 1748
30-10-2	Amended	V. 12, p. 1749
30-10-3	Revoked	V. 11, p. 1485
30-10-4	Revoked	V. 11, p. 1485
30-10-6	Amended	V. 11, p. 1761
30-10-7	Amended	V. 11, p. 1761
30-10-8	Revoked	V. 11, p. 1485
30-10-11	Amended	V. 12, p. 1749
30-10-15a	Amended	V. 12, p. 1751
30-10-15b	Amended	V. 11, p. 1486
30-10-17	Amended	V. 12, p. 1753
30-10-18	Amended	V. 12, p. 1754
30-10-19	Amended	V. 12, p. 1756
30-10-20	Amended	V. 11, p. 1490
30-10-23a	Amended	V. 12, p. 1756
30-10-23b	Amended	V. 11, p. 1491
30-10-23c	Amended	V. 11, p. 1491
30-10-25	Amended	V. 12, p. 1757
30-10-28	Amended	V. 12, p. 1758
30-10-29	Amended	V. 11, p. 1493
30-10-200	Amended	V. 11, p. 207
30-10-210	Amended	V. 11, p. 209
30-10-212	Amended	V. 11, p. 210
30-10-214	Amended	V. 11, p. 1270
30-10-217	Amended	V. 11, p. 210
30-10-219	Amended	V. 11, p. 211
30-31-7	Amended	V. 12, p. 901, 975
30-46-10	Amended	V. 12, p. 1231
30-65-1	New	V. 12, p. 1592, 1632
30-65-2	New	V. 12, p. 1593, 1633
30-65-3	New	V. 12, p. 1593, 1633

#### AGENCY 36: DEPARTMENT OF TRANSPORTATION

Reg. No.	Action	Register
36-13-30	through	
36-13-34	Amended	V. 11, p. 657-662
36-13-36	Revoked	V. 11, p. 663
36-13-37	Amended	V. 11, p. 663
36-13-38	New	V. 11, p. 664
36-13-39	New	V. 11, p. 664
36-37-1	through	
36-37-6	New	V. 12, p. 309, 310
36-38-1	New	V. 12, p. 310
36-38-2	New	V. 12, p. 310
36-39-1	through	
36-39-6	New	V. 12, p. 1088-1090

#### AGENCY 40: KANSAS INSURANCE DEPARTMENT

Reg. No.	Action	Register
40-1-37	Amended	V. 11, p. 1801
40-1-39	New	V. 12, p. 1563
40-1-41	New	V. 12, p. 1563
40-2-12	Amended	V. 11, p. 1801

40-2-23	New	V. 12, p. 1564
40-3-10	Revoked	V. 12, p. 1564
40-3-32	Amended	V. 12, p. 1564
40-3-33	Amended	V. 12, p. 1565
40-3-47	Amended	V. 11, p. 1967
40-3-49	New	V. 11, p. 1803
40-3-50	New	V. 12, p. 1568
40-4-2	Amended	V. 12, p. 1568
40-4-35	Amended	V. 11, p. 82
40-4-37	Amended	V. 11, p. 1803
40-4-37a	New	V. 11, p. 1804
40-4-37b	New	V. 11, p. 1804
40-4-37c	New	V. 11, p. 1804
40-4-37d	New	V. 11, p. 1968
40-4-37e	New	V. 11, p. 1804
40-4-37f	New	V. 11, p. 1805
40-4-37g	New	V. 11, p. 1805
40-4-37h	New	V. 11, p. 1805
40-4-37i	New	V. 11, p. 1806
40-4-37j	New	V. 11, p. 1807
40-4-37k	New	V. 11, p. 1808
40-4-37l	New	V. 11, p. 1809
40-4-37m	New	V. 11, p. 1810
40-4-37n	New	V. 11, p. 1810
40-4-37o	New	V. 11, p. 1810
40-4-37p	New	V. 11, p. 1810
40-4-37r	New	V. 11, p. 1811
40-4-40	New	V. 11, p. 1811
40-5-12	New	V. 12, p. 1568
40-7-7	Amended	V. 11, p. 1968
40-7-7a	New	V. 11, p. 1812
40-7-13	Amended	V. 11, p. 1969
40-7-19	Amended	V. 11, p. 1812
40-7-20a	Amended	V. 11, p. 1969
40-8-7	Amended	V. 11, p. 1971
40-9-118	Amended	V. 11, p. 1812
40-14-10	New	V. 11, p. 1971

#### AGENCY 44: DEPARTMENT OF CORRECTIONS

Reg. No.	Action	Register
44-2-103	New	V. 12, p. 822
44-6-120	Amended	V. 11, p. 230
44-6-124	Amended	V. 12, p. 1154
44-6-125	Amended	V. 11, p. 231
44-6-135	Amended	V. 11, p. 231
44-6-146	New	V. 12, p. 1154
44-7-104	Amended	V. 11, p. 1830
44-7-113	Amended	V. 11, p. 316
44-7-115	New	V. 11, p. 316
44-7-116	New	V. 12, p. 1155
44-12-101	Amended	V. 11, p. 316
44-12-102	Amended	V. 11, p. 316
44-12-104	Amended	V. 11, p. 316
44-12-105	Amended	V. 11, p. 317
44-12-201	Amended	V. 11, p. 317
44-12-202	Amended	V. 11, p. 317
44-12-204	Amended	V. 11, p. 317
44-12-205	Amended	V. 11, p. 317
44-12-208	Amended	V. 11, p. 317
44-12-209	Amended	V. 11, p. 317
44-12-301	Amended	V. 11, p. 317
44-12-307	Amended	V. 11, p. 317
44-12-308	Amended	V. 11, p. 317
44-12-309	Amended	V. 11, p. 317
44-12-312	Amended	V. 11, p. 317
44-12-313	Amended	V. 11, p. 318
44-12-314	Amended	V. 11, p. 318
44-12-315	Amended	V. 11, p. 318
44-12-316	Revoked	V. 11, p. 318
44-12-317	Amended	V. 11, p. 318
44-12-319	Amended	V. 11, p. 318
44-12-321	Amended	V. 11, p. 318
44-12-323	Amended	V. 11, p. 318
44-12-324	Amended	V. 11, p. 319
44-12-325	Amended	V. 11, p. 319
44-12-326	Amended	V. 11, p. 319
44-12-328	New	V. 11, p. 319
44-12-401	Amended	V. 11, p. 319
44-12-501	Amended	V. 11, p. 319
44-12-502	Amended	V. 11, p. 319
44-12-503	Amended	V. 11, p. 319
44-12-505b	New	V. 11, p. 320
44-12-601	Amended	V. 11, p. 320
44-12-602	Amended	V. 11, p. 321
44-12-701	Revoked	V. 11, p. 321
44-12-901	Amended	V. 11, p. 321
44-12-902	Amended	V. 11, p. 322
44-12-1001	Amended	V. 11, p. 322
44-12-1002	Amended	V. 11, p. 322
44-12-1101	Amended	V. 11, p. 322
44-12-1201	Amended	V. 11, p. 322
44-12-1202	Amended	V. 11, p. 322
44-12-1301	Amended	V. 11, p. 323

44-12-1302	Amended	V. 11, p. 323
44-12-1303	Amended	V. 11, p. 323
44-12-1304	Revoked	V. 11, p. 323
44-12-1306	Amended	V. 11, p. 323
44-12-1307	Amended	V. 11, p. 324
44-13-101	Amended	V. 11, p. 324
44-13-101a	Amended	V. 11, p. 325
44-13-103	Amended	V. 11, p. 325
44-13-104	Amended	V. 11, p. 325
44-13-106	Amended	V. 11, p. 325
44-13-115	Revoked	V. 11, p. 325
44-13-201	Amended	V. 11, p. 325
44-13-201b	New	V. 11, p. 326
44-13-202	Amended	V. 11, p. 327
44-13-203	Amended	V. 11, p. 327
44-13-301	Revoked	V. 11, p. 327
44-13-302	Revoked	V. 11, p. 327
44-13-302a	New	V. 11, p. 327
44-13-303	Revoked	V. 11, p. 328
44-13-304	Amended	V. 11, p. 328
44-13-401	Amended	V. 11, p. 328
44-13-401a	Amended	V. 11, p. 328
44-13-402	Amended	V. 11, p. 328
44-13-403	Amended	V. 11, p. 328
44-13-404	Amended	V. 11, p. 330
44-13-405	Revoked	V. 11, p. 331
44-13-405a	Amended	V. 11, p. 331
44-13-406	Amended	V. 11, p. 331
44-13-407	Revoked	V. 11, p. 332
44-13-408	Amended	V. 11, p. 332
44-13-501	Amended	V. 11, p. 332
44-13-502	Revoked	V. 11, p. 332
44-13-502a	New	V. 11, p. 332
44-13-503	Revoked	V. 11, p. 332
44-13-504	Revoked	V. 11, p. 333
44-13-506	Amended	V. 11, p. 333
44-13-507	Amended	V. 11, p. 333
44-13-601	Amended	V. 11, p. 333
44-13-603	Amended	V. 11, p. 333
44-13-610	Amended	V. 11, p. 333
44-13-701	Amended	V. 11, p. 333
44-13-702	Amended	V. 11, p. 334
44-13-703	Amended	V. 11, p. 334
44-13-704	Amended	V. 11, p. 334
44-13-705	Amended	V. 11, p. 334
44-13-706	Amended	V. 11, p. 334
44-13-707	Amended	V. 11, p. 335
44-14-101	Amended	V. 12, p. 1593
44-14-102	Amended	V. 12, p. 1594
44-14-201	Amended	V. 12, p. 1594
44-14-301	Amended	V. 12, p. 1594
44-14-302	Amended	V. 12, p. 1594
44-14-303	Amended	V. 12, p. 1596
44-14-305	Amended	V. 12, p. 1596
44-14-305a	Revoked	V. 12, p. 1596
44-14-306	Amended	V. 12, p. 1596
44-14-307	Amended	V. 12, p. 1597
44-14-309	Amended	V. 12, p. 1597
44-14-310	Amended	V. 12, p. 1597
44-14-311	Amended	V. 12, p. 1597
44-14-314	Amended	V. 12, p. 1597
44-14-316	Amended	V. 12, p. 1597
44-14-318	New	V. 12, p. 1597
44-15-101	Amended	V. 11, p. 335
44-15-102	Amended	V. 11, p. 335
44-15-105a	New	V. 11, p. 336
44-16-104	Amended	V. 11, p. 337

**AGENCY 51: DEPARTMENT OF  
HUMAN RESOURCES—  
DIVISION OF WORKERS COMPENSATION**

Reg. No.	Action	Register
51-9-7	Amended	V. 12, p. 1399
51-24-1	Amended	V. 11, p. 212
51-24-4	Amended	V. 11, p. 212
51-24-8	New	V. 11, p. 213
51-24-9	New	V. 11, p. 213
51-24-10	New	V. 11, p. 214

Reg. No.	Action	Register
54-1-23	New	V. 11, p. 1894

**AGENCY 56: ADJUTANT GENERAL'S  
DEPARTMENT**

Reg. No.	Action	Register
56-2-1	New	V. 12, p. 1736
56-2-2	New	V. 12, p. 1736

**AGENCY 60: BOARD OF NURSING**

Reg. No.	Action	Register
60-1-101	Revoked	V. 12, p. 1205
60-1-102	Amended	V. 12, p. 348

60-1-103	Amended	V. 12, p. 348
60-3-101	Amended	V. 12, p. 348
60-3-110	Amended	V. 12, p. 1205
60-3-111	New	V. 12, p. 349
60-4-101	Amended	V. 12, p. 489
60-4-103	Amended	V. 12, p. 489
60-7-106	New	V. 12, p. 1206
60-7-108	New	V. 12, p. 349
60-8-101	Amended	V. 12, p. 489
60-9-104	Revoked	V. 11, p. 83
60-9-105	Amended	V. 12, p. 349
60-9-107	Amended	V. 12, p. 1206
60-11-103	Amended	V. 12, p. 350
60-11-108	Amended	V. 12, p. 1208
60-11-114	New	V. 11, p. 85
60-11-118	Amended	V. 12, p. 350
60-11-119	Amended	V. 12, p. 489
60-12-104	Amended	V. 12, p. 1208
60-12-105	Amended	V. 12, p. 1208
60-13-101	Amended	V. 12, p. 489
60-13-113	New	V. 11, p. 85

**AGENCY 63: BOARD OF MORTUARY ARTS**

Reg. No.	Action	Register
63-1-3	Amended	V. 12, p. 1598
63-1-4	Amended	V. 12, p. 632
63-3-10	Amended	V. 12, p. 632
63-3-11	Amended	V. 12, p. 632
63-3-19	Amended	V. 12, p. 633
63-3-20	Amended	V. 11, p. 133
63-3-21	New	V. 11, p. 133
63-4-1	Amended	V. 12, p. 1598

**AGENCY 65: BOARD OF EXAMINERS  
IN OPTOMETRY**

Reg. No.	Action	Register
65-4-1		
through		
65-4-5	New	V. 11, p. 470, 471
65-4-3	Amended	V. 12, p. 630
65-4-4	Amended	V. 12, p. 630
65-5-1		
through		
65-5-8	New	V. 11, p. 472, 473
65-6-8	Revoked	V. 11, p. 473
65-6-11	Revoked	V. 11, p. 474
65-6-12	Revoked	V. 11, p. 474
65-6-16	Revoked	V. 11, p. 474
65-6-25	Revoked	V. 11, p. 474
65-6-30	Revoked	V. 11, p. 474
65-6-33	Revoked	V. 11, p. 474
65-6-36	Revoked	V. 11, p. 474
65-6-37	Revoked	V. 11, p. 474
65-7-1	Revoked	V. 11, p. 474
65-7-2	Revoked	V. 11, p. 474
65-7-4	Revoked	V. 11, p. 474
65-7-8	Revoked	V. 11, p. 474
65-7-9	Revoked	V. 11, p. 474
65-7-11	Revoked	V. 11, p. 474
65-7-12	Revoked	V. 11, p. 474
65-7-13	Revoked	V. 11, p. 474
65-7-14	Revoked	V. 11, p. 474
65-8-1		
through		
65-8-4	New	V. 11, p. 474, 475
65-9-1		
through		
65-9-3	New	V. 11, p. 475, 476
65-10-1	New	V. 11, p. 476
65-10-2	New	V. 11, p. 477
65-10-3	New	V. 11, p. 477
65-11-1	New	V. 11, p. 477
65-11-2	New	V. 11, p. 477
65-11-3	New	V. 11, p. 477

Reg. No.	Action	Register
66-6-1	Amended	V. 12, p. 10
66-6-3	Revoked	V. 12, p. 10
66-6-4	Amended	V. 12, p. 10
66-6-6	Amended	V. 12, p. 11
66-6-7	Revoked	V. 12, p. 11
66-6-8	Amended	V. 12, p. 11
66-6-9	Amended	V. 12, p. 11
66-7-1	Amended	V. 11, p. 408
66-7-2	Amended	V. 11, p. 408
66-8-1	Amended	V. 11, p. 409
66-8-2		
through		
66-8-5	Amended	V. 12, p. 11, 12
66-8-6	Amended	V. 11, p. 409
66-9-1	Amended	V. 12, p. 12
66-9-2	Amended	V. 12, p. 12

**AGENCY 66: BOARD OF  
TECHNICAL PROFESSIONS**

Reg. No.	Action	Register
66-6-1	Amended	V. 12, p. 10
66-6-3	Revoked	V. 12, p. 10
66-6-4	Amended	V. 12, p. 10
66-6-6	Amended	V. 12, p. 11
66-6-7	Revoked	V. 12, p. 11
66-6-8	Amended	V. 12, p. 11
66-6-9	Amended	V. 12, p. 11
66-7-1	Amended	V. 11, p. 408
66-7-2	Amended	V. 11, p. 408
66-8-1	Amended	V. 11, p. 409
66-8-2		
through		
66-8-5	Amended	V. 12, p. 11, 12
66-8-6	Amended	V. 11, p. 409
66-9-1	Amended	V. 12, p. 12
66-9-2	Amended	V. 12, p. 12

66-9-3	Revoked	V. 12, p. 12
66-9-4	Amended	V. 12, p. 12
66-9-5	New	V. 12, p. 12
66-10-1	Amended	V. 12, p. 13
66-10-2	Revoked	V. 12, p. 13
66-10-3	Amended	V. 12, p. 13
66-10-4	Amended	V. 12, p. 13
66-10-5	Amended	V. 12, p. 13
66-10-6	Revoked	V. 12, p. 13
66-10-7	Revoked	V. 12, p. 13
66-10-8	Revoked	V. 12, p. 13
66-10-9	Amended	V. 11, p. 409
66-10-10	Amended	V. 12, p. 13
66-10-10a	New	V. 12, p. 13
66-10-11	Amended	V. 12, p. 14
66-10-12	Amended	V. 12, p. 14
66-11-1	Amended	V. 11, p. 411
66-11-2	Amended	V. 12, p. 14
66-11-3	Amended	V. 12, p. 14
66-12-1	New	V. 11, p. 412
66-13-1	Amended	V. 12, p. 14

**AGENCY 68: BOARD OF PHARMACY**

Reg. No.	Action	Register
68-2-20	Amended	V. 11, p. 1611
68-7-12	Amended	V. 11, p. 1611
68-7-12a	New	V. 12, p. 186
68-7-19	New	V. 12, p. 187
68-11-1	Amended	V. 11, p. 1612
68-12-2	Amended	V. 12, p. 187
68-14-1		
through		
68-14-7	New	V. 11, p. 665, 666
68-20-18	Amended	V. 12, p. 187
68-20-19	Amended	V. 12, p. 188

**AGENCY 69: BOARD OF  
COSMETOLOGY**

Reg. No.	Action	Register
69-3-2	Amended	V. 11, p. 1749
69-3-11	Amended	V. 11, p. 1749
69-6-5	Amended	V. 11, p. 1749
69-7-1	Revoked	V. 11, p. 1800
69-7-2	Revoked	V. 11, p. 1800
69-7-3	Revoked	V. 11, p. 1800
69-7-4	Revoked	V. 11, p. 1800
69-7-5	Revoked	V. 11, p. 1800
69-7-7	Revoked	V. 11, p. 1800
69-7-14	Revoked	V. 11, p. 1800
69-7-16	Revoked	V. 11, p. 1800
69-7-22	Revoked	V. 11, p. 1800
69-7-23	Revoked	V. 11, p. 1800
69-7-25	Revoked	V. 11, p. 1800
69-7-26	Revoked	V. 11, p. 1800
69-7-27	Revoked	V. 11, p. 1800
69-11-1	Amended	V. 12, p. 1633
69-12-1		
through		
69-12-17	New	V. 12, p. 1633-1635

**AGENCY 71: KANSAS DENTAL BOARD**

Reg. No.	Action	Register
71-1-16	New	V. 12, p. 439
71-1-17	New	V. 12, p. 439
71-1-18	New	V. 12, p. 1700
71-3-3	Amended	V. 12, p. 532

**AGENCY 74: BOARD OF ACCOUNTANCY**

Reg. No.	Action	Register
74-4-7	Amended	V. 11, p. 847
74-5-2	Amended	V. 12, p. 1039
74-5-103	Amended	V. 11, p. 848
74-5-104	Amended	V. 11, p. 848
74-5-202	Amended	V. 12, p. 1039
74-5-203	Amended	V. 12, p. 1040
74-5-405	Amended	V. 12, p. 1040
74-5-406	Amended	V. 12, p. 1040
74-6-1	Amended	V. 12, p. 1040
74-6-2	Amended	V. 12, p. 1041
74-8-2	Amended	V. 12, p. 1041
74-8-5	Amended	V. 12, p. 1041
74-14-1	New	V. 12, p. 1041
74-14-2	New	V. 12, p. 1041

**AGENCY 75: CONSUMER CREDIT  
COMMISSIONER**

Reg. No.	Action	Register
75-6-11	Amended	V. 11, p. 1176
75-6-24	Amended	V. 11, p. 908
75-6-26	Amended	V. 11, p. 1176

(continued)



### AGENCY 80: KANSAS PUBLIC EMPLOYEES RETIREMENT SYSTEM

Reg. No.	Action	Register
80-8-1 through 80-8-7	New	V. 12, p. 980, 981

### AGENCY 81: OFFICE OF THE SECURITIES COMMISSIONER

Reg. No.	Action	Register
81-3-1	Amended	V. 12, p. 788
81-3-3	Amended	V. 12, p. 790
81-3-4	New	V. 12, p. 790
81-5-3	Amended	V. 12, p. 790
81-5-8	Amended	V. 12, p. 791
81-5-9	Amended	V. 12, p. 791
81-5-10	New	V. 12, p. 791
81-7-1	Amended	V. 12, p. 791
81-7-2	New	V. 12, p. 794
81-11-11	Amended	V. 12, p. 794

### AGENCY 82: STATE CORPORATION COMMISSION

Reg. No.	Action	Register
82-1-228	Amended	V. 12, p. 147
82-1-232	Amended	V. 12, p. 148
82-3-206	Amended	V. 12, p. 1592
82-3-307	Amended	V. 12, p. 1592
82-3-401	Amended	V. 12, p. 376
82-3-401a	New	V. 12, p. 377
82-4-1	Amended	V. 12, p. 439
82-4-3	Amended	V. 12, p. 440
82-4-6d	Amended	V. 12, p. 441
82-4-8a	Amended	V. 12, p. 441
82-4-20	Amended	V. 12, p. 442
82-4-27a	Amended	V. 12, p. 442
82-4-27c	Amended	V. 11, p. 812
82-4-27e	Amended	V. 11, p. 812
82-4-27g	New	V. 11, p. 812
82-4-29	Amended	V. 12, p. 443
82-4-34	Revoked	V. 12, p. 443
82-4-35a	Amended	V. 12, p. 443
82-4-37	Amended	V. 12, p. 443
82-4-38	Revoked	V. 12, p. 443
82-4-39	Amended	V. 12, p. 443

### AGENCY 86: REAL ESTATE COMMISSION

Reg. No.	Action	Register
86-1-5	Amended	V. 12, p. 1662
86-1-11	Amended	V. 12, p. 1662
86-1-13	Amended	V. 11, p. 1230
86-3-7	Amended	V. 12, p. 1663
86-3-22	Amended	V. 12, p. 1663
86-3-23	New	V. 11, p. 1832
86-3-24	Revoked	V. 12, p. 980
86-3-24	New	V. 11, p. 1832

### AGENCY 88: BOARD OF REGENTS

Reg. No.	Action	Register
88-8-2	Amended	V. 11, p. 1675
88-8-9	New	V. 11, p. 1675
88-9-3	Amended	V. 11, p. 1675
88-10-4	Amended	V. 12, p. 631
88-11-5	Amended	V. 12, p. 631
88-13-4	Amended	V. 11, p. 1675
88-13-11	Amended	V. 11, p. 1675
88-18-3	Amended	V. 11, p. 1676
88-18-8	Amended	V. 11, p. 1676
88-19-2	Amended	V. 11, p. 1676
88-19-4	Amended	V. 11, p. 1676
88-20-3	Amended	V. 11, p. 1676
88-20-9	Amended	V. 11, p. 1677
88-21-3	Amended	V. 11, p. 1677
88-21-8	Amended	V. 11, p. 1677
88-22-1		
through		
88-22-10	New	V. 12, p. 93, 94

### AGENCY 91: DEPARTMENT OF EDUCATION

Reg. No.	Action	Register
91-1-27d	New	V. 11, p. 765
91-1-30	Amended	V. 12, p. 579
91-1-80	Amended	V. 12, p. 580
91-1-102a	New	V. 12, p. 581
91-1-104b	New	V. 12, p. 582
91-1-104c	New	V. 12, p. 582
91-1-110a	Amended	V. 12, p. 582
91-1-110c	New	V. 12, p. 583
91-1-112c	New	V. 12, p. 583
91-1-112d	New	V. 12, p. 584
91-1-113b	New	V. 12, p. 584
91-5-2	Amended	V. 11, p. 1144

91-5-7	Amended	V. 11, p. 1584
91-12-22	Amended	V. 12, p. 585
91-12-23	Amended	V. 12, p. 589
91-12-24a	Amended	V. 12, p. 590
91-12-27	Amended	V. 12, p. 590
91-12-28	Amended	V. 12, p. 590
91-12-30	Amended	V. 12, p. 591
91-12-33	Amended	V. 12, p. 591
91-12-37	Amended	V. 12, p. 591
91-12-40	Amended	V. 12, p. 592
91-12-41	Amended	V. 12, p. 593
91-12-44	Amended	V. 12, p. 594
91-12-47	Amended	V. 12, p. 595
91-12-51	Amended	V. 12, p. 596
91-12-53	Amended	V. 12, p. 596
91-12-54	Amended	V. 12, p. 597
91-12-55	Amended	V. 12, p. 598
91-12-59	Amended	V. 12, p. 598
91-12-61	Amended	V. 12, p. 598
91-12-64	Amended	V. 12, p. 599
91-12-65	Amended	V. 12, p. 600

### AGENCY 92: DEPARTMENT OF REVENUE

Reg. No.	Action	Register
92-12-112	New	V. 11, p. 559
92-51-34	Amended	V. 11, p. 559
92-52-9	Amended	V. 11, p. 559
92-52-9a	New	V. 11, p. 560

### AGENCY 93: DEPARTMENT OF REVENUE— DIVISION OF PROPERTY VALUATION

Reg. No.	Action	Register
93-5-1	New	V. 11, p. 554

### AGENCY 98: KANSAS WATER OFFICE

Reg. No.	Action	Register
98-5-2	Amended	V. 12, p. 351
98-5-3	Amended	V. 12, p. 352
98-5-5	Amended	V. 12, p. 353

### AGENCY 100: BOARD OF HEALING ARTS

Reg. No.	Action	Register
100-11-1	Amended	V. 12, p. 1704
100-38-1	Amended	V. 12, p. 1704
100-46-6	New	V. 12, p. 679
100-47-1	Amended	V. 12, p. 679
100-49-4	Amended	V. 12, p. 1704
100-49-5	New	V. 11, p. 1084
100-54-6	Amended	V. 12, p. 1704
100-55-6	Amended	V. 12, p. 1704
100-60-3	Revoked	V. 11, p. 2007
100-60-4	Amended	V. 11, p. 2007
100-60-5	Amended	V. 11, p. 2007
100-60-6	Amended	V. 11, p. 2007
100-60-8		
through		
100-60-14	Amended	V. 11, p. 2008, 2009

### AGENCY 102: BEHAVIORAL SCIENCES REGULATORY BOARD

Reg. No.	Action	Register
102-5-1		
through		
102-5-12	New	V. 12, p. 189-194

### AGENCY 105: BOARD OF INDIGENTS' DEFENSE SERVICES

Reg. No.	Action	Register
105-3-2	Amended	V. 12, p. 976, 1013
105-3-9	Amended	V. 11, p. 1832
105-5-2	Amended	V. 12, p. 976, 1013
105-5-6	Amended	V. 12, p. 977, 1013
105-5-7	Amended	V. 12, p. 977, 1014
105-5-8	Amended	V. 12, p. 977, 1014
105-5-9	New	V. 12, p. 1014
105-9-5	New	V. 12, p. 1014

### AGENCY 109: BOARD OF EMERGENCY MEDICAL SERVICES

Reg. No.	Action	Register
109-1-1	Amended	V. 11, p. 131
109-2-5	Amended	V. 12, p. 1015
109-2-8	Amended	V. 12, p. 1016
109-5-1	Amended	V. 12, p. 1018
109-9-5	New	V. 11, p. 133
109-10-2	New	V. 12, p. 1091
109-11-4	Amended	V. 12, p. 1019

### AGENCY 110: DEPARTMENT OF COMMERCE AND HOUSING

Reg. No.	Action	Register
110-4-1 through 110-4-4	New	V. 11, p. 1176-1178, 1258-1260
110-5-1 through 110-5-6	New	V. 11, p. 1370, 1371 1703, 1704
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### AGENCY 111: THE KANSAS LOTTERY

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111-1-5	Amended	V. 8, p. 586
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111-2-2	Amended	V. 12, p. 1261
111-2-2a	Revoked	V. 9, p. 1675
111-2-6	Amended	V. 11, p. 136
111-2-7	Revoked	V. 10, p. 1210
111-2-13	Revoked	V. 10, p. 881
111-2-14	New	V. 9, p. 30
111-2-15	Revoked	V. 10, p. 881
111-2-16	Revoked	V. 10, p. 1210
111-2-17	Revoked	V. 10, p. 1210
111-2-18	Revoked	V. 11, p. 413
111-2-19	Revoked	V. 11, p. 413
111-2-20	New	V. 11, p. 199
111-2-21	New	V. 11, p. 1471
111-2-22	New	V. 11, p. 1972
111-2-23	New	V. 12, p. 113
111-2-24	Amended	V. 12, p. 912
111-2-25	New	V. 12, p. 677
111-2-26	New	V. 12, p. 1113
111-2-27	New	V. 12, p. 1370
111-3-1	Amended	V. 10, p. 1210
111-3-6	Amended	V. 12, p. 677
111-3-9	Revoked	V. 11, p. 1793
111-3-10		
through		
111-3-31	New	V. 7, p. 201-206
111-3-11	Amended	V. 8, p. 299
111-3-12	Amended	V. 10, p. 12
111-3-13	Amended	V. 11, p. 1148
111-3-14	Amended	V. 10, p. 12
111-3-16	Amended	V. 9, p. 1566
111-3-19		
through		
111-3-22	Amended	V. 9, p. 30
111-3-20	Amended	V. 11, p. 1148
111-3-21	Amended	V. 11, p. 1148
111-3-22	Amended	V. 11, p. 1148
111-3-23	Revoked	V. 10, p. 883
111-3-25	Amended	V. 11, p. 1149
111-3-26	Amended	V. 11, p. 1149
111-3-27	Amended	V. 11, p. 1149
111-3-29	Revoked	V. 11, p. 1149
111-3-31	Amended	V. 8, p. 209
111-3-32	Amended	V. 10, p. 883
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111-4-5	Revoked	V. 12, p. 113
111-4-5a	Revoked	V. 12, p. 113
111-4-6		
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111-4-15	Revoked	V. 12, p. 113
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through		
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111-4-114	New	V. 7, p. 1606-1610
111-4-100	Amended	V. 12, p. 1113
111-4-101	Amended	V. 12, p. 1113
111-4-102	Amended	V. 12, p. 1114
111-4-103	Amended	V. 10, p. 1211
111-4-104	Amended	V. 12, p. 1114
111-4-105	Amended	V. 12, p. 1114
111-4-106	Amended	V. 11, p. 1472
111-4-106a	Amended	V. 11, p. 1149
111-4-107	Amended	V. 11, p. 978
111-4-108	Amended	V. 12, p. 1114
111-4-110	Amended	V. 11, p. 978
111-4-111	Amended	V. 9, p. 1366
111-4-112	Amended	V. 12, p. 1114
111-4-113	Amended	V. 9, p. 1366



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111-4-160	Revoked	V. 9, p. 1676, 1677	111-4-380	through		111-5-11	Amended	V. 9, p. 505
111-4-177			111-4-383	Revoked	V. 12, p. 1664	111-5-12	Amended	V. 11, p. 415
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111-4-213			111-4-387	Revoked	V. 12, p. 1373	111-5-18	Amended	V. 10, p. 13
111-4-220	Revoked	V. 10, p. 1213	111-4-388	through		111-5-19	Amended	V. 8, p. 212
111-4-217	Amended	V. 9, p. 986	111-4-400	New	V. 11, p. 478-481	111-5-21		
111-4-221			111-4-388	through		111-5-33	New	V. 11, p. 415-418
111-4-224	Revoked	V. 10, p. 1585	111-4-391	Revoked	V. 12, p. 1373	111-5-22	Amended	V. 11, p. 481
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111-4-244	Revoked	V. 12, p. 1371	111-4-405	Amended	V. 12, p. 912	111-5-38	New	V. 12, p. 526
111-4-245			111-4-407	Amended	V. 12, p. 912	111-6-1		
111-4-248	Revoked	V. 12, p. 1371	111-4-408	Amended	V. 12, p. 912	111-6-15	New	V. 7, p. 213-217
111-4-249			111-4-409	Amended	V. 11, p. 1473, 1474	111-6-1	Amended	V. 12, p. 527
111-4-256	Revoked	V. 12, p. 113, 114	111-4-411	Amended	V. 11, p. 1474	111-6-3	Amended	V. 12, p. 527
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111-4-290	Revoked	V. 12, p. 1371	111-4-432	Revoked	V. 12, p. 1373	111-6-9	Amended	V. 10, p. 1217
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111-4-341b	Amended	V. 12, p. 1372	111-4-501	through		111-7-75	New	V. 11, p. 13, 14
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111-4-344	Amended	V. 12, p. 1373	111-4-513	through		111-7-66a	New	V. 11, p. 1797
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112-18-2 through 112-18-19	New	V. 11, p. 1512-1516, 1579-1583
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#### AGENCY 115: DEPARTMENT OF WILDLIFE AND PARKS

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115-8-9	Amended	V. 11, p. 1330
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#### AGENCY 116: STATE FAIR BOARD

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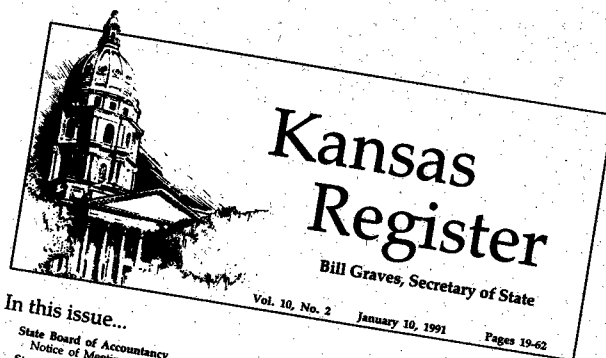
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118-2-1	New	V. 11, p. 554

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**Mail either form to: Kansas Register, Secretary of State, 2nd Floor,  
State Capitol, Topeka, KS 66612-1594**